

BULKY DOCUMENTS

(exceeds 300 pages)

Proceeding/Serial No: 91163719

Filed: 1-18-09

Title: To Applicant's Notice of Reliance

Part 10 of 11

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 922

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:31:53 ET

Serial Number: 73765082 Assignment Information

Registration Number: 1588577

Mark



(words only): D-2 COMPOSITE DIGITAL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2000-11-01

Filing Date: 1988-11-21

Transformed into a National Application: No

Registration Date: 1990-03-27

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-06-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SONY CORPORATION

Address:
SONY CORPORATION
6-7-35 KITASHINAGAWA
SHINAGAWA-KU, TOKYO 141
Japan
Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

VIDEO TAPE RECORDERS

Basis: 1(a)

First Use Date: 1988-02-24

First Use in Commerce Date: 1988-02-24

ADDITIONAL INFORMATION

Disclaimer: "D-2 COMPOSITE DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2000-11-01 - First renewal 10 year

2000-11-01 - Section 8 (10-year) accepted/ Section 9 granted

2000-10-17 - Response received to Post Registration action - Sections 8 & 9

2000-10-03 - Post Registration action mailed Sections 8 & 9

2000-02-18 - Combined Section 8 (10-year)/Section 9 filed

1996-07-17 - Section 8 (6-year) accepted & Section 15 acknowledged

1996-02-12 - Section 8 (6-year) and Section 15 Filed

1990-03-27 - Registered - Principal Register

1990-01-02 - Published for opposition

1989-12-02 - Notice of publication

1989-10-12 - Approved for Pub - Principal Register (Initial exam)

1989-09-29 - Examiner's amendment mailed

1989-07-24 - Communication received from applicant

1989-05-19 - Non-final action mailed

1989-03-13 - Communication received from applicant

Latest Status Info

1989-02-07 - Unresponsive/Duplicate Paper Received

1989-01-26 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

ROBERT B.G. HOROWITZ

Correspondent

ROBERT B.G. HOROWITZ

C/O COOPER & DUNHAM LLP

1185 AVENUE OF THE AMERICAS

NEW YORK NY 10036

Domestic Representative

ROBERT B.G. HOROWITZ

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 923

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:32:03 ET

Serial Number: 73764554 Assignment Information

Registration Number: 1550824

Mark

DIGI-FONTS

(words only): DIGI-FONTS

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 1995-12-02

Filing Date: 1988-11-18

Transformed into a National Application: No

Registration Date: 1989-08-08

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1996-01-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGI-FONTS, INC.

Address:

DIGI-FONTS, INC.
14828 WEST 6TH AVE. #11-B
GOLDEN, CO 804015000
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Colorado

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

TYPEFACE FONTS RECORDED ON MAGNETIC MEDIA AND INSTRUCTIONAL MANUALS SOLD AS A UNIT

Basis: 1(a)

First Use Date: 1988-05-18

First Use in Commerce Date: 1988-05-22

ADDITIONAL INFORMATION

Lining and Stippling: THE LINING IS A FEATURE OF THE MARK AND NOT FOR COLOR.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1995-12-02 - Section 8 (6-year) accepted

1995-10-02 - Response received for Post Registration action

1995-09-15 - Post Registration action mailed - Section 8

1995-01-20 - Section 8 (6-year) filed

1989-08-08 - Registered - Principal Register

1989-05-16 - Published for opposition

1989-04-15 - Notice of publication

1989-02-07 - Approved for Pub - Principal Register (Initial exam)

1989-01-25 - Examiner's amendment mailed

1989-01-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

DIGI-FONTS, INC.

14828 WEST 6TH AVE. #11-B

GOLDEN, CO 80401-5000

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 924

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:32:13 ET

Serial Number: 73763998 Assignment Information

Registration Number: 1565610

Mark (words only): DIGITRAC

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1995-08-14

Filing Date: 1988-11-16

Transformed into a National Application: No

Registration Date: 1989-11-14

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1995-08-31

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. GILSON COMPANY, INC.

Address:

GILSON COMPANY, INC.

P.O. BOX 677

WORTHINGTON, OH 43085

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Ohio

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPRESSION TESTERS FOR CONSTRUCTION MATERIALS, SOILS, ASPHALTS AND CONCRETES

Basis: 1(a)

First Use Date: 1988-01-07

First Use in Commerce Date: 1988-01-07

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1995-08-14 - Section 8 (6-year) accepted & Section 15 acknowledged

1994-12-12 - Section 8 (6-year) and Section 15 Filed

1989-11-14 - Registered - Principal Register

1989-05-09 - Published for opposition

1989-04-08 - Notice of publication

1989-02-10 - Approved for Pub - Principal Register (Initial exam)

1989-02-01 - Examiner's amendment mailed

1989-01-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

HUGH A. KIRK

Correspondent

HUGH A. KIRK

4120 TANTARA DRIVE

TOLEDO, OH 43623

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 925

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:32:21 ET

Serial Number: 73763736 Assignment Information

Registration Number: 1548086

Mark (words only): DIGISTAR

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1995-05-08

Filing Date: 1988-11-14

Transformed into a National Application: No

Registration Date: 1989-07-18

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1995-06-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. EVANS & SUTHERLAND COMPUTER CORPORATION

Address:
EVANS & SUTHERLAND COMPUTER CORPORATION
P.O. BOX 8700 600 KOMAS DRIVE
SALT LAKE, UT 84108
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Utah

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
PLANETARIUM PROJECTION SYSTEM COMPRISED OF OPTICAL ELEMENTS, COMPUTER, COMPUTER PERIPHERALS AND PROJECTOR
Basis: 1(a)
First Use Date: 1983-04-00

First Use in Commerce Date: 1983-04-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-10-09 - Review Of Correspondence Complete
- 2005-03-04 - PAPER RECEIVED
- 1995-05-08 - Section 8 (6-year) accepted & Section 15 acknowledged
- 1994-09-13 - Section 8 (6-year) and Section 15 Filed
- 1989-07-18 - Registered - Principal Register
- 1989-04-25 - Published for opposition
- 1989-03-25 - Notice of publication
- 1989-01-31 - Approved for Pub - Principal Register (Initial exam)
- 1989-01-23 - Examiner's amendment mailed
- 1989-01-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ANNE WANG

Correspondent
ANNE WANG
NILSSON, WURST & GREEN
707 WILSHIRE BLVD., 32ND FLOOR
LOS ANGELES, CA 90017

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 926

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:32:31 ET

Serial Number: 73753495 Assignment Information

Registration Number: 1625437

Mark **DIGITIZE**

DIGITIZE

(words only): DIGITIZE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-01-08

Filing Date: 1988-09-21

Transformed into a National Application: No

Registration Date: 1990-11-27

Register: Supplemental

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-01-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGITIZE, INC.

Address:
DIGITIZE, INC.
158 EDISON ROAD
LAKE HOPATCONG, NJ 078492217
United States
Legal Entity Type: Corporation

State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTERIZED FIRE AND SECURITY WARNING SYSTEM COMPRISING DIGITAL MONITORS, ALARM INPUTS, AM/FM RADIO/TELEGRAPH DECODERS, TERMINALS AND KEYBOARDS

Basis: 1(a)

First Use Date: 1979-09-00

First Use in Commerce Date: 1979-09-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-01-08 - First renewal 10 year

2001-01-08 - Section 8 (10-year) accepted/ Section 9 granted

2000-06-14 - Combined Section 8 (10-year)/Section 9 filed

1996-10-25 - Section 8 (6-year) accepted

1996-09-11 - Section 8 (6-year) filed

1990-11-27 - Registered - Supplemental Register

1990-07-06 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

1989-02-06 - Communication received from applicant

1988-12-05 - Non-final action mailed

1988-11-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

LINDA BREECHER

DIGITIZE, INC.

158 EDISON ROAD

LAKE HOPATCONG, NJ 07849

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
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Opposer)	
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v.)	
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DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 927

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:32:40 ET

Serial Number: 73752588 Assignment Information

Registration Number: 1963606

Mark (words only): DIGITAL DIARY

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2006-05-10

Filing Date: 1988-09-19

Transformed into a National Application: No

Registration Date: 1996-03-26

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-08-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. CASIO KEISANKI KABUSHIKI KAISHA

Address:

CASIO KEISANKI KABUSHIKI KAISHA
6-2, HON-MACHI 1-CHOME
SHIBUYA-KU TOKYO
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRONIC CALCULATORS

Basis: 1(a)

First Use Date: 1986-04-00

First Use in Commerce Date: 1986-04-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-16 - Case File In TICRS

2006-05-10 - First renewal 10 year

2006-05-10 - Section 8 (10-year) accepted/ Section 9 granted

2006-05-08 - Assigned To Paralegal

2006-02-03 - Combined Section 8 (10-year)/Section 9 filed

2006-02-03 - PAPER RECEIVED

2002-05-30 - Section 8 (6-year) accepted & Section 15 acknowledged

2002-03-25 - Section 8 (6-year) and Section 15 Filed

1996-03-26 - Registered - Principal Register

1996-02-01 - Opposition terminated for Proceeding

1996-02-01 - Opposition dismissed for Proceeding

1989-06-09 - Opposition instituted for Proceeding

1989-01-31 - Published for opposition

1989-01-03 - Notice of publication

1988-12-31 - Notice of publication

1988-11-09 - Approved for Pub - Principal Register (Initial exam)

1988-11-03 - Examiner's amendment mailed

1988-10-27 - Assigned To Examiner

1988-10-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
NORM J. RICH

Correspondent
NORM J. RICH
FOLEY & LARDNER LLP
3000 K STREET, N.W., SUITE 500
WASHINGTON DC 20007-5143

Domestic Representative
FOLEY & LARDNER LLP

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 928

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:32:50 ET

Serial Number: 73747642 Assignment Information

Registration Number: 1561663

Mark (words only): WIRELESS DIGITAL ACCESS

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 1996-05-17

Filing Date: 1988-08-22

Transformed into a National Application: No

Registration Date: 1989-10-17

Register: Supplemental

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1996-06-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. INTERDIGITAL COMMUNICATIONS CORPORATION

Address:

INTERDIGITAL COMMUNICATIONS CORPORATION
P.O. BOX 1546, SUITE 105 2200 RENAISSANCE BOULEVARD
KING OF PRUSSIA, PA 19406
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Pennsylvania

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL WIRELESS TELEPHONE SYSTEMS COMPRISING, BASE STATIONS, SUBSCRIBER STATIONS
AND PARTS THEREFOR

Basis: 1(a)

First Use Date: 1988-08-04

First Use in Commerce Date: 1988-08-04

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL ACCESS"

Prior Registration Number(s):
1516067

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 1996-05-17 - Section 8 (6-year) accepted
- 1995-10-10 - Section 8 (6-year) filed
- 1989-10-17 - Registered - Supplemental Register
- 1989-08-23 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 1989-08-16 - Examiner's amendment mailed
- 1989-05-05 - Final refusal mailed
- 1989-04-05 - Communication received from applicant
- 1989-01-18 - Non-final action mailed
- 1988-12-12 - Communication received from applicant
- 1988-10-07 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ANTHONY S. VOLPE

Correspondent
ANTHONY S. VOLPE
VOLPE and KOENIG, P.C.
400 ONE PENN CENTER
1617 JOHN F. KENNEDY BOULEVARD
PHILADELPHIA, PA 19103

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 929

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:32:59 ET

Serial Number: 73739716 Assignment Information

Registration Number: 1569331

Mark (words only): DIGITAL DYNAMIC RANGE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1999-09-02

Filing Date: 1988-07-14

Transformed into a National Application: No

Registration Date: 1989-12-05

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-06-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. BOSE CORPORATION

Address:
BOSE CORPORATION
THE MOUNTAIN
FRAMINGHAM, MA 017019168
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
LOUDSPEAKER SYSTEMS
Basis: 1(a)
First Use Date: 1983-05-05
First Use in Commerce Date: 1983-05-05

ADDITIONAL INFORMATION

Section 2(f)**Prior Registration Number(s):**

1304362

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1999-09-02 - First renewal 10 year .
1999-07-12 - Section 9 filed/check record for Section 8
1996-02-23 - Section 8 (6-year) accepted & Section 15 acknowledged
1995-11-17 - Post Registration action correction
1995-06-19 - Section 8 (6-year) and Section 15 Filed
1989-12-05 - Registered - Principal Register
1989-09-12 - Published for opposition
1989-09-12 - Published for opposition
1989-08-12 - Notice of publication
1989-06-08 - Approved for Pub - Principal Register (Initial exam)
1989-03-27 - Communication received from applicant
1989-03-30 - Communication received from applicant
1988-09-27 - Non-final action mailed
1988-09-12 - Assigned To Examiner
1988-09-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

CHARLES HIEKEN

Correspondent

CHARLES HIEKEN

FISH & RICHARDSON
225 FRANKLIN ST
BOSTON MA 02110-2804

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 930

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:33:11 ET

Serial Number: 73728075 Assignment Information

Registration Number: 1535078

Mark (words only): DIGATRON

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1995-01-31

Filing Date: 1988-05-12

Transformed into a National Application: No

Registration Date: 1989-04-18

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1995-03-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGATRON INDUSTRIE-ELEKTRONIK GMBH

Address:

DIGATRON INDUSTRIE-ELEKTRONIK GMBH
TEMPELHOFFER STR. 12
AACHEN

Fed Rep Germany

Legal Entity Type: Corporation

State or Country of Incorporation: Fed Rep Germany

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRONIC CONTROL AND MONITORING EQUIPMENT, NAMELY, BATTERY TESTERS, BATTERY CHARGERS, BATTERY MONITORING DEVICES AND BATTERY FORMATION UNITS

Basis: 1(a), 44(e)

First Use Date: 1970-05-00

First Use in Commerce Date: 1973-09-00

ADDITIONAL INFORMATION

Foreign Registration Number: 1111189**Foreign Registration Date:** 1987-09-10**Country:** Fed Rep Germany**Foreign Expiration Date:** 1996-11-03

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1995-01-31 - Section 8 (6-year) accepted & Section 15 acknowledged

1994-08-05 - Section 8 (6-year) and Section 15 Filed

1989-04-18 - Registered - Principal Register

1989-01-24 - Published for opposition

1988-12-27 - Notice of publication

1988-12-24 - Notice of publication

1988-10-20 - Approved for Pub - Principal Register (Initial exam)

1988-08-24 - Communication received from applicant

1988-08-03 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

VINCENT L. RAMIK

Correspondent

VINCENT L. RAMIK

DILLER, RAMIK & WIGHT, P.C.

MERRION SQUARE, SUITE 101

7345 MCWHORTER PLACE

ANNANDALE, VA 22003

Domestic Representative

VINCENT L. RAMIK

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

431

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:33:20 ET

Serial Number: 73727661 Assignment Information

Registration Number: 1523318

Mark (words only): DIGITOME

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1996-02-08

Filing Date: 1988-05-10

Transformed into a National Application: No

Registration Date: 1989-02-07

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1996-03-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OLGANIX CORPORATION

Address:
OLGANIX CORPORATION
SUITE 210 18210 SHERMAN WAY
RESEDA, CA 91335
United States
Legal Entity Type: Corporation
State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTERS, COMPUTER PROGRAMS AND DIGITIZING INSTRUMENTATION WHICH OPERATE TOGETHER FOR USE IN COMPUTED TOMOGRAPHY AND VARIABLE DEPTH LAMINOGRAPHY
Basis: 1(a)
First Use Date: 1988-01-26

First Use in Commerce Date: 1988-01-26

International Class: 042

Class Status: Active

COMPUTERIZED TOMOGRAPHY SERVICES

Basis: 1(a)

First Use Date: 1987-11-07

First Use in Commerce Date: 1987-11-07

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 1996-02-08 - Section 8 (6-year) accepted & Section 15 acknowledged
- 1995-10-30 - Response received for Post Registration action
- 1995-10-06 - Post Registration action mailed Section 8 & 15
- 1995-02-03 - Section 8 (6-year) and Section 15 Filed
- 1989-02-07 - Registered - Principal Register
- 1988-11-15 - Published for opposition
- 1988-10-15 - Notice of publication
- 1988-07-25 - Approved for Pub - Principal Register (Initial exam)
- 1988-07-15 - Examiner's amendment mailed
- 1988-06-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
LEONARD D. MESSINGER

Correspondent
LEONARD D. MESSINGER
ROBBINS, BERLINER & CARSON
201 NORTH FIGUEROA STREET
LOS ANGELES, CA 90012

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 932

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:33:30 ET

Serial Number: 73706398 Assignment Information

Registration Number: 1516067

Mark (words only): WIRELESS DIGITAL LOOP CARRIER

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 1994-12-08

Filing Date: 1988-01-19

Transformed into a National Application: No

Registration Date: 1988-12-06

Register: Supplemental

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1996-06-18

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. INTERNATIONAL MOBILE MACHINES CORPORATION

Address:

INTERNATIONAL MOBILE MACHINES CORPORATION
3RD FL. 100 NORTH 20TH STREET
PHILADELPHIA, PA 19103
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Pennsylvania

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL RADIO-TELEPHONES

Basis: 1(a)

First Use Date: 1987-02-16

First Use in Commerce Date: 1987-02-16

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL LOOP CARRIER"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1994-12-08 - Section 8 (6-year) accepted
1994-10-20 - Post Registration action mailed Section 8 & 15
1994-04-26 - Section 8 (6-year) and Section 15 Filed
1988-12-06 - Registered - Supplemental Register
1988-09-29 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
1988-09-09 - Examiner's amendment mailed
1988-09-09 - Assigned To Examiner
1988-09-06 - Final refusal mailed
1988-07-19 - Examiner's amendment mailed
1988-06-03 - Communication received from applicant
1988-05-26 - Non-final action mailed
1988-04-26 - Communication received from applicant
1988-04-06 - Non-final action mailed
1988-03-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
WILLIAM A. DOYLE

Correspondent
WILLIAM A. DOYLE
2200 RENAISSANCE BOULEVARD, SUITE 105
KING OF PRUSSIA, PA 19406

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 933

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:34:07 ET

Serial Number: 73692350 Assignment Information

Registration Number: 1525329

Mark (words only): DIGITEST

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1995-09-29

Filing Date: 1987-10-26

Transformed into a National Application: No

Registration Date: 1989-02-21

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1998-04-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DRESSER INDUSTRIES, INC.

Address:

DRESSER INDUSTRIES, INC.

1600 PACIFIC AVENUE

DALLAS, TX 75201

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

SINGLE PARAMETER PRESSURE GAUGES

Basis: 1(a)

First Use Date: 1986-06-00

First Use in Commerce Date: 1986-06-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-07-09 - TEAS Change Of Correspondence Received

2002-07-10 - PAPER RECEIVED

1995-09-29 - Section 8 (6-year) accepted & Section 15 acknowledged

1995-02-14 - Section 8 (6-year) and Section 15 Filed

1989-02-21 - Registered - Principal Register

1988-11-29 - Published for opposition

1988-10-29 - Notice of publication

1988-09-14 - Approved for Pub - Principal Register (Initial exam)

1988-09-14 - Assigned To Examiner

1988-08-15 - Communication received from applicant

1988-02-09 - Non-final action mailed

1988-01-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

WILLIAM E. JOHNSON, JR.

Correspondent

Russell N. Rippamonti, Esquire

Fish & Richardson P.C.

1717 Main Street

5000 Bank One Center

Dallas TX 75201

Phone Number: 214-747-5070

Fax Number: 214-747-2091

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer :

y.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

934

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:34:20 ET

Serial Number: 73688186 Assignment Information

Registration Number: 1658033

Mark (words only): DIGITAL PHOTOSPOT

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2002-05-21

Filing Date: 1987-10-02

Transformed into a National Application: No

Registration Date: 1991-09-24

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-06-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. EIGEN VIDEO

Composed Of:
COMPOSED OF EIGEN SYSTEMS, INC. AND VERGER CORPORATION, BOTH CALIFORNIA CORPORATIONS

Address:
EIGEN VIDEO
848 Gold Flat Road
NEVADA CITY, CA 95959
United States

Legal Entity Type: Limited Partnership
State or Country Where Organized: California

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
VIDEO IMAGE PROCESSOR BUT NOT INCLUDING STAND ALONE COMPUTER HARDWARE AND/OR

COMPUTER SOFTWARE

Basis: 1(a)**First Use Date:** 1983-12-15**First Use in Commerce Date:** 1983-12-15

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-05-21 - First renewal 10 year

2002-05-21 - Section 8 (10-year) accepted/ Section 9 granted

2002-03-21 - Combined Section 8 (10-year)/Section 9 filed

2002-03-21 - Combined Section 8 (10-year)/Section 9 filed

2002-03-21 - TEAS Section 8 & 9 Received

1997-10-16 - Section 8 (6-year) accepted & Section 15 acknowledged

1997-09-23 - Section 8 (6-year) and Section 15 Filed

1991-09-24 - Registered - Principal Register

1991-04-27 - Opposition terminated for Proceeding

1989-12-04 - Opposition instituted for Proceeding

1989-05-23 - Published for opposition

1989-04-22 - Notice of publication

1989-02-14 - Approved for Pub - Principal Register (Initial exam)

1989-01-23 - Communication received from applicant

1988-07-19 - Non-final action mailed

1988-07-06 - Allowance/count withdrawn

1988-05-16 - Examiner's amendment mailed

1988-04-11 - Communication received from applicant

1988-01-22 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

RONALD L. YIN

Correspondent

RONALD L YIN

GRAY CARY WARE & FREIDENRICH

400 HAMILTON AVENUE

PALO ALTO, CA 94301-1833

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

y.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 735

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:34:39 ET

Serial Number: 73678023 Assignment Information

Registration Number: 1519419

Mark (words only): DIGITACH

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 1995-02-21

Filing Date: 1987-08-10

Transformed into a National Application: No

Registration Date: 1989-01-03

Register: Supplemental

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1995-11-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. HARREL, INCORPORATED

Address:

HARREL, INCORPORATED
16 FITCH STREET
EAST NORWALK, CT 06855
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

APPARATUS WHICH GENERATES A FIXED NUMBER OF PULSES PER REVOLUTION FOR SENSING SPEED OF MOTORS

Basis: 1(a)

First Use Date: 1987-03-11

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1995-02-21 - Section 8 (6-year) accepted

1995-02-22 - Post Registration action mailed Section 8 & 15

1994-07-20 - Section 8 (6-year) and Section 15 Filed

1989-01-03 - Registered - Supplemental Register

1988-10-03 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

1988-09-12 - Communication received from applicant

1988-07-07 - Final refusal mailed

1988-05-20 - Communication received from applicant

1987-11-24 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
DOREEN J. LEAVENS

Correspondent
DOREEN L. COSTA
BRUMBAUGH, GRAVES, DONOHUE & RAYMOND
30 ROCKEFELLER PLAZA
NEW YORK, NY 10112

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:34:48 ET

Serial Number: 73653205 Assignment Information

Registration Number: 1643393

Mark (words only): DIGICARD

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-08-03

Filing Date: 1987-04-06

Transformed into a National Application: No

Registration Date: 1991-05-07

Register: Principal

Law Office Assigned: LAW OFFICE 4

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-08-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. AMPY AUTOMATION - DIGILOG LIMITED

Address:

AMPY AUTOMATION - DIGILOG LIMITED
FROGNALL, DEEPING ST. JAMES
PETERBOROUGH PE6 8RS
United Kingdom

Legal Entity Type: Company

State or Country Where Organized: United Kingdom

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

MAGNETIC CARD READING APPARATUS FOR CONTROL OF VENDING OF GOODS AND SERVICES, FOR CONTROL OF FACILITIES FOR VENDING OF GOODS AND SERVICES, AND FOR CONTROL OF ACCESS TO CONTROL ACCESS FACILITIES; AND CARDS BEARING MAGNETIC MACHINE READABLE INFORMATION THEREFOR

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 1284964**Foreign Registration Number:** B1284964**Foreign Registration Date:** 1986-10-15**Country:** United Kingdom**Foreign Filing Date:** 1986-10-15**Foreign Expiration Date:** 1993-10-15

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-08-03 - First renewal 10 year

2001-08-03 - Section 8 (10-year) accepted/ Section 9 granted

2001-05-07 - Combined Section 8 (10-year)/Section 9 filed

1997-01-17 - Section 8 (6-year) accepted

1996-11-12 - Response received for Post Registration action

1996-10-29 - Post Registration action mailed - Section 8

1996-09-25 - Section 8 (6-year) filed

1991-05-07 - Registered - Principal Register

1990-12-25 - Published for opposition

1990-11-24 - Notice of publication

1990-07-27 - Approved for Pub - Principal Register (Initial exam)

1990-05-16 - Communication received from applicant

1990-01-11 - Final refusal mailed

1989-10-27 - Communication received from applicant

1989-06-27 - Inquiry as to suspension mailed

1988-12-22 - Letter of suspension mailed

1988-12-21 - Assigned To Examiner

1988-11-03 - Communication received from applicant
1988-09-15 - Inquiry as to suspension mailed
1988-09-14 - Assigned To Examiner
1988-05-13 - Letter of suspension mailed
1988-05-11 - Assigned To Examiner
1988-04-15 - Communication received from applicant
1988-03-10 - Inquiry as to suspension mailed
1988-01-06 - Letter of suspension mailed
1987-12-11 - Communication received from applicant
1987-06-16 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

WILLIAM M. LEE, JR.

Correspondent

WILLIAM M LEE JR
LEE MANN SMITH MCWILLIAMS ET AL
PO BOX 2786
CHICAGO IL 60690-2786

Domestic Representative

LEE, MANN, SMITH, MCWILLIAMS & SWEENEY

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 937

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:34:57 ET

Serial Number: 73650375 Assignment Information

Registration Number: 1460726

Mark (words only): DIGITAL 5000 SERIES

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1994-01-10

Filing Date: 1987-03-20

Transformed into a National Application: No

Registration Date: 1987-10-13

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1994-02-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. J.C. PENNEY COMPANY, INC.

Address:

J.C. PENNEY COMPANY, INC.
6501 LEGACY DRIVE
PLANO, TX 750243698
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRONIC STEREO COMPONENTS, NAMELY, SPEAKERS, AMPLIFIER, RADIO, COMPACT DISC PLAYER, TUNER, CASSETTE TAPE PLAYER/RECORDER, TURN TABLE, GRAPHIC EQUALIZER AND REMOTE CONTROL

Basis: 1(a)

First Use Date: 1986-06-09

First Use in Commerce Date: 1986-06-09

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL" AND "SERIES"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1994-01-10 - Section 8 (6-year) accepted & Section 15 acknowledged

1993-08-20 - Section 8 (6-year) and Section 15 Filed

1987-10-13 - Registered - Principal Register

1987-07-21 - Published for opposition

1987-06-19 - Notice of publication

1987-06-02 - Approved for Pub - Principal Register (Initial exam)

1987-05-29 - Examiner's amendment mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

STEPHEN CHESNOFF

Correspondent

JUDY L. JOHNSTON

C/O J.C. PENNEY COMPANY, INC.

P.O. BOX 10001

DALLAS, TX 75301-1115

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 938

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:35:08 ET

Serial Number: 73645497 Assignment Information

Registration Number: 1456349

Mark (words only): DIGICORA

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1993-03-12

Filing Date: 1987-02-19

Transformed into a National Application: No

Registration Date: 1987-09-08

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1993-04-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. VAISALA OY

Address:
VAISALA OY
VANHA NURMIJARVENTIE 21
VANTAA
Finland

Legal Entity Type: Corporation
State or Country of Incorporation: Finland

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
METEOROLOGICAL OBSERVATION AND MEASURING SYSTEM FOR PROVIDING WIND, PRESSURE, TEMPERATURE AND RELATIVE HUMIDITY DATA, COMPRISING A RADIO SONDE, COMPUTER, OPERATOR CONSOLE TERMINAL, TELEMETRY RECEIVER AND ANTENNA, CORROLATION PROCESSOR AND POWER SUPPLY THEREFOR

Basis: 1(a)**First Use Date:** 1985-11-25**First Use in Commerce Date:** 1985-11-25

ADDITIONAL INFORMATION

Prior Registration Number(s):

1163465

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1993-03-12 - Section 8 (6-year) accepted & Section 15 acknowledged

1992-12-10 - Section 8 (6-year) and Section 15 Filed

1987-09-08 - Registered - Principal Register

1987-06-16 - Published for opposition

1987-05-15 - Notice of publication

1987-04-27 - Approved for Pub - Principal Register (Initial exam)

1987-04-23 - Examiner's amendment mailed

1987-04-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

HAROLD D. STEINBERG

Correspondent

HAROLD D. STEINBERG

STEINBERG & RASKIN

1140 AVENUE OF THE AMERICAS

NEW YORK, NY 10036

Domestic Representative

STEINBERG & RASKIN

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIEBUNAL

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT **939**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:35:18 ET

Serial Number: 73644876 Assignment Information

Registration Number: 1468878

Mark (words only): VAN DIJCK

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1994-05-05

Filing Date: 1987-02-17

Transformed into a National Application: No

Registration Date: 1987-12-15

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1994-06-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Monotype Corporation, The

Address:

Monotype Corporation, The
65 WEST JACKSON BOULEVARD P.O. BOX 6
CHICAGO, IL 606043598
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

TYPEFACES, TYPEFONTS, AND TYPE DESIGNS OF ALPHANUMERIC CHARACTERS AND/OR
TYPOGRAPHICAL SYMBOLS RECORDED AS LATENT IMAGES IN DATA STORAGE MEDIA - NAMELY,
MAGNETIC TAPE, MAGNETIC DISC, OPTICAL MEMORIES AND INTEGRATED CIRCUIT MEMORIES
SUCH AS ROMS, PROMS AND EPROMS

Basis: 1(a)**First Use Date:** 1986-07-16**First Use in Commerce Date:** 1986-07-16

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1994-05-05 - Section 8 (6-year) accepted & Section 15 acknowledged

1993-12-06 - Section 8 (6-year) and Section 15 Filed

1987-12-15 - Registered - Principal Register

1987-09-22 - Published for opposition

1987-08-21 - Notice of publication

1987-07-29 - Approved for Pub - Principal Register (Initial exam)

1987-06-19 - Communication received from applicant

1987-04-17 - Non-final action mailed

1987-04-16 - Allowance/count withdrawn

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

HAROLD C. HOHBACH

Correspondent

PAUL F. STACK

THE MONOTYPE CORPORATION

P.O. BOX 6

CHICAGO, IL 60604-3598

Domestic Representative

HAROLD C. HOHBACH

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 940

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:35:26 ET

Serial Number: 73635804 Assignment Information

Registration Number: 1455035

Mark (words only): DIGICON

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1993-08-10

Filing Date: 1986-12-17

Transformed into a National Application: No

Registration Date: 1987-09-01

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1993-08-25

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGICON, INC.

Address:

DIGICON, INC.

3701 KIRBY DRIVE

HOUSTON, TX 77098

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

SEISMIC COLLECTION AND COMPUTER EQUIPMENT, NAMELY, MARINE CABLES, SEISMIC DETECTORS, SEISMIC TRANSMITTERS AND RECEIVERS, SEISMIC SOURCE UNITS, CONTROL UNITS, PROCESSORS, MONITORS, SCANNERS, DISPLAY UNITS AND PRINTERS

Basis: 1(a)

First Use Date: 1969-12-31
First Use in Commerce Date: 1969-12-31

International Class: 042
Class Status: Active
RECORDING, PROCESSING AND INTERPRETATION OF SEISMIC DATA IN THE FIELD OF LAND AND MARINE EXPLORATION SERVICES
Basis: 1(a)
First Use Date: 1969-12-31
First Use in Commerce Date: 1969-12-31

ADDITIONAL INFORMATION

Prior Registration Number(s):
957991

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1993-08-10 - Section 8 (6-year) accepted & Section 15 acknowledged
1993-08-10 - Response received for Post Registration action
1993-06-30 - Post Registration action mailed Section 8 & 15
1993-03-15 - Section 8 (6-year) and Section 15 Filed
1987-09-01 - Registered - Principal Register
1987-06-09 - Published for opposition
1987-05-09 - Notice of publication
1987-03-26 - Approved for Pub - Principal Register (Initial exam)
1987-03-24 - Examiner's amendment mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
SARAH T. HARRIS

Correspondent
SARAH T. HARRIS
VADEN, EICKENROHT, THOMPSON, ET AL.
ONE RIVERWAY, SUITE 1100
HOUSTON, TEXAS 77056-1903

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

941

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:35:37 ET

Serial Number: 73629447 Assignment Information

Registration Number: 1447273

Mark (words only): DIGITAL RESEARCH

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1993-01-15

Filing Date: 1986-11-10

Transformed into a National Application: No

Registration Date: 1987-07-14

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1993-02-01

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. AUDIO-TECHNICA U.S., INC.

Address:

AUDIO-TECHNICA U.S., INC.
1221 COMMERCE DRIVE
STOW, OH 44224
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

PHONOGRAPH CARTRIDGES, HEADPHONES, AND LOUDSPEAKERS

Basis: 1(a)

First Use Date: 1983-06-05

First Use in Commerce Date: 1983-11-10

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Prior Registration Number(s):
1212277

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1993-01-15 - Section 8 (6-year) accepted & Section 15 acknowledged

1992-08-19 - Section 8 (6-year) and Section 15 Filed

1987-07-14 - Registered - Principal Register

1987-04-21 - Published for opposition

1987-03-21 - Notice of publication

1987-02-17 - Approved for Pub - Principal Register (Initial exam)

1987-02-13 - Examiner's amendment mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
GERALD T. SHEKLETON

Correspondent
GERALD T. SHEKLETON
WELSH & KATZ, LTD.
135 SOUTH LASALLE STREET
SUITE 1625
CHICAGO, IL 60603-4302

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 942

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:35:46 ET

Serial Number: 73610329 Assignment Information

Registration Number: 1510687

Mark



(words only): DIGI

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1995-04-26

Filing Date: 1986-07-17

Transformed into a National Application: No

Registration Date: 1988-11-01

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1995-06-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TERAOKA SEIKO CO., LTD.

Address:

TERAOKA SEIKO CO., LTD.
13-12, KUGAHARA 5-CHOME
OHTA-KU, TOKYO

Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 007

Class Status: Active

LABELLING MACHINES AND AUTOMATIC VACUUM PACKAGING MACHINES

Basis: 1(a)

First Use Date: 1986-02-00

First Use in Commerce Date: 1986-02-00

International Class: 009

Class Status: Active

SCALES, PRINTERS, LABEL PRINTERS WITH SCALES, BAR CODE PRINTERS; ELECTRONIC POSTAGE METERS; COMBINATION FOOD WEIGHING, PACKAGING AND LABELING MACHINES FOR USE IN THE FOOD INDUSTRY; STORE AUTOMATION SYSTEMS COMPRISING COMPUTERS, KEYBOARDS, PRINTERS, REGISTERS AND ELECTRONIC SCALES

Basis: 1(a)

First Use Date: 1986-02-00

First Use in Commerce Date: 1986-02-00

ADDITIONAL INFORMATION

Disclaimer: "DIGI"

Lining and Stippling: THE LINING SHOWN IN THE MARK ON THE DRAWING IS A FEATURE OF THE MARK AND DOES NOT INDICATE COLOR.

Design Search Code(s):

26.05.12 - Triangles with bars, bands and lines

26.05.21 - Triangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1995-04-26 - Section 8 (6-year) accepted & Section 15 acknowledged

1994-10-13 - Section 8 (6-year) and Section 15 Filed

1988-11-01 - Registered - Principal Register

1988-08-09 - Published for opposition

1988-07-08 - Notice of publication

1988-05-12 - Approved for Pub - Principal Register (Initial exam)

1988-04-18 - Communication received from applicant

1988-01-12 - Final refusal mailed
1987-11-13 - Communication received from applicant
1987-08-07 - Non-final action mailed
1987-07-09 - Assigned To Examiner
1987-07-09 - Assigned To Examiner
1987-06-15 - Communication received from applicant
1987-05-20 - Final refusal mailed
1987-04-09 - Communication received from applicant
1986-10-06 - Non-final action mailed
1986-10-01 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
FRANCIS J. DUFFIN

Correspondent
FRANCIS J. DUFFIN
DARBY & DARBY, P.C.
805 THIRD AVENUE
NEW YORK, NY 10022

Domestic Representative
DARBY & DARBY

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 943

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:35:55 ET

Serial Number: 73601576 Assignment Information

Registration Number: 1465032

Mark (words only): DIGI POSTAL

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 1994-01-24

Filing Date: 1986-05-28

Transformed into a National Application: No

Registration Date: 1987-11-10

Register: Supplemental

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 834 -Post Registration

Date In Location: 2005-08-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TERAOKA SEIKO CO., LTD.

Address:

TERAOKA SEIKO CO., LTD.
13-12, KUGAHARA 5-CHOME, OHTA-KU
TOKYO
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRONIC SCALE AND ELECTRONIC PRINTER FOR POSTAL USE; ELECTRONIC ACCOUNTING AND SHIPPING POSTAGE METERS AND PARCEL GAUGES

Basis: 1(a)

First Use Date: 1984-08-00

First Use in Commerce Date: 1984-08-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-08-11 - Assigned To Paralegal

1993-08-24 - Section 8 (6-year) filed

1994-01-24 - Section 8 (6-year) accepted

1993-08-24 - Post Registration action correction

1987-11-10 - Registered - Supplemental Register

1987-09-17 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

1987-08-26 - Communication received from applicant

1987-04-03 - Non-final action mailed

1987-02-12 - Communication received from applicant

1986-08-07 - Non-final action mailed

1986-08-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
S. PETER LUDWIG**Correspondent**
S. PETER LUDWIG
DARBY & DARBY P.C.
805 THIRD AVENUE
NEW YORK, NY 10022**Domestic Representative**
DARBY & DARBY

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS
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EXHIBIT 944

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:36:06 ET

Serial Number: 73600213 Assignment Information

Registration Number: 1468053

Mark (words only): DIGI-FLOW

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1993-11-12

Filing Date: 1986-05-22

Transformed into a National Application: No

Registration Date: 1987-12-08

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1994-01-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. INDUSTRIAL ELECTRONICS REPAIR, INC.

Address:

INDUSTRIAL ELECTRONICS REPAIR, INC.

5300 SOUTH HIGHWAY 66

CLAREMORE, OK 74017

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Oklahoma

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

METER FOR MEASURING AND DISPLAYING THE TEMPERATURE-CORRECTED FLOW RATE OF VISCOUS PETROLEUM PRODUCTS, INCLUDING HOT ASPHALT; THE METERING UNIT COMPRISING A METERING HEAD FOR PASSAGE OF VISCOUS FLUID AND ELECTRONIC CIRCUITRY FOR DETERMINING FLOW RATES, FLOW TOTALIZATION, TEMPERATURE CORRECTION AND DIGITAL

DISPLAYS

Basis: 1(a)**First Use Date:** 1981-12-01**First Use in Commerce Date:** 1981-12-01

ADDITIONAL INFORMATION

Section 2(f)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1993-11-12 - Section 8 (6-year) accepted & Section 15 acknowledged

1993-07-09 - Section 8 (6-year) and Section 15 Filed

1993-07-12 - Section 8 (6-year) and Section 15 Filed

1987-12-08 - Registered - Principal Register

1987-09-15 - Published for opposition

1987-08-14 - Notice of publication

1987-07-13 - Approved for Pub - Principal Register (Initial exam)

1987-06-01 - Communication received from applicant

1987-06-05 - Communication received from applicant

1987-04-10 - Non-final action mailed

1987-03-17 - Examiner's amendment mailed

1987-02-03 - Communication received from applicant

1986-08-15 - Allowance/count withdrawn

1986-08-08 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

ROBERT E. MASSA

Correspondent

ROBERT E. MASSA

102 BROOKCREST SQUARE OFFICE BLDG.

1535 SOUTH MEMORIAL DRIVE, SUITE 102
TULSA, OK 74112-7003

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT **945**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:36:14 ET

Serial Number: 73597173 Assignment Information

Registration Number: 1452981

Mark (words only): DIGITAL REALITY

Standard Character claim: No

Current Status: A Section 15 affidavit has been acknowledged.

Date of Status: 2003-02-24

Filing Date: 1986-04-28

Transformed into a National Application: No

Registration Date: 1987-08-18

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-03-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGITAL REALITY CORPORATON

Address:

DIGITAL REALITY CORPORATON
362 WEST BROADWAY
NEW YORK, NY 10013
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER PROGRAMS

Basis: 1(a)

First Use Date: 1986-03-20

First Use in Commerce Date: 1986-04-22

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-06-18 - TEAS Change Of Correspondence Received

2003-02-24 - Section 15 acknowledged

2002-12-10 - Section 15 affidavit received

2002-12-10 - PAPER RECEIVED

2000-05-11 - Cancellation terminated for Proceeding

2000-05-11 - Cancellation dismissed for Proceeding

1999-11-18 - Cancellation Instituted No. 999999

1993-09-28 - Section 8 (6-year) accepted

1993-06-28 - Response received for Post Registration action

1993-07-29 - Post Registration action mailed - Section 8

1993-06-28 - Section 8 (6-year) filed

1993-04-09 - Section 8 (6-year) and Section 15 Filed

1987-08-18 - Registered - Principal Register

1987-05-26 - Published for opposition

1987-04-25 - Notice of publication

1987-03-30 - Approved for Pub - Principal Register (Initial exam)

1987-03-16 - Communication received from applicant

1987-02-05 - Final refusal mailed

1987-02-03 - Assigned To Examiner

1987-01-08 - Communication received from applicant

1986-07-16 - Non-final action mailed

1986-07-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LAURA E GOLDBARD

Correspondent

Brad D. Rose

Pryor Cashman Sherman & Flynn

410 Park Avenue

New York NY 10022

Phone Number: 212 421 4100

Fax Number: 212 326 0806

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 946

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:36:25 ET

Serial Number: 73596710 Assignment Information

Registration Number: 1418253

Mark



(words only): PRODIGI PD

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1993-03-05

Filing Date: 1986-05-05

Transformed into a National Application: No

Registration Date: 1986-11-25

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-09-27

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MITSUBISHI ELECTRIC CORPORATION

Address:
MITSUBISHI ELECTRIC CORPORATION
2-3 MARUNOUCHI 2-CHOME, CHIYODA-KU
TOKYO
Japan
Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL AUDIO TAPE RECORDERS FOR PROFESSIONAL USE

Basis: 1(a)

First Use Date: 1979-08-00

First Use in Commerce Date: 1979-08-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-27 - Case File In TIGRS

1993-03-05 - Section 8 (6-year) accepted & Section 15 acknowledged

1992-11-16 - Section 8 (6-year) and Section 15 Filed

1986-11-25 - Registered - Principal Register

1986-09-02 - Published for opposition

1986-08-03 - Notice of publication

1986-07-07 - Approved for Pub - Principal Register (Initial exam)

1986-07-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

PERLA M. KUHN

Correspondent

KUHN & MULLER

405 LEXINGTON AVENUE

NEW YORK, NY 10174

Domestic Representative

KUHN & MULLER

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 947

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:36:35 ET

Serial Number: 73592379 Assignment Information

Registration Number: 1416484

Mark (words only): DIGITAL DINING

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1992-10-28

Filing Date: 1986-04-09

Transformed into a National Application: No

Registration Date: 1986-11-11

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-09-27

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MENUSOFT SYSTEMS, CORP.

Address:

MENUSOFT SYSTEMS, CORP.
SUITE 1520 4600 DUKE STREET
ALEXANDRIA, VA 22304
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Virginia

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER SOFTWARE PROGRAMS FOR RESTAURANT MANAGEMENT

Basis: 1(a)

First Use Date: 1985-08-15

First Use in Commerce Date: 1985-09-15

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-09-27 - Case File In TICRS
- 1992-10-28 - Section 8 (6-year) accepted & Section 15 acknowledged
- 1992-07-29 - Section 8 (6-year) and Section 15 Filed
- 1986-11-11 - Registered - Principal Register
- 1986-08-19 - Published for opposition
- 1986-07-20 - Notice of publication
- 1986-06-23 - Approved for Pub - Principal Register (Initial exam)
- 1986-06-18 - Examiner's amendment mailed
- 1986-06-17 - Allowance/count withdrawn
- 1986-06-12 - Examiner's amendment mailed
- 1986-06-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ROBERT G. WEILACHER

Correspondent
ROBERT G. WEILACHER
BEVERIDGE, DEGRANDI & WEILACHER
1850 M Street, N.W., Suite 800
Washington, DC 20036

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 948

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:36:46 ET

Serial Number: 73589275 Assignment Information

Registration Number: 1424659

Mark (words only): DIGITRON

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1993-04-20

Filing Date: 1986-03-21

Transformed into a National Application: No

Registration Date: 1987-01-13

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 700 -Intent To Use Section

Date In Location: 2006-10-27

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. R. J. BRIMO ENTERPRISES, LIMITED

Address:

R. J. BRIMO ENTERPRISES, LIMITED
31 VIGER STREET
KIRKLAND, QUEBEC H9J 2E6
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRONIC APPARATUS TO RECOVER SILVER FROM PHOTOCHEMISTRY

Basis: 1(a)

First Use Date: 1982-01-04

First Use in Commerce Date: 1982-01-04

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-28 - Case File In TICRS

2005-09-12 - TEAS Change Of Correspondence Received

1993-04-20 - Section 8 (6-year) accepted & Section 15 acknowledged

1993-01-11 - Section 8 (6-year) and Section 15 Filed

1987-01-13 - Registered - Principal Register

1986-07-08 - Published for opposition

1986-06-08 - Notice of publication

1986-05-23 - Approved for Pub - Principal Register (Initial exam)

1986-05-23 - Examiner's amendment mailed

1986-05-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
FRED PHILPITT

Correspondent
Frank P. Presta
Nixon & Vanderhye
11th Floor
901 North Glebe Road
Arlington VA 22203
Phone Number: 1-703-816-4041
Fax Number: 1-703-816-4100

Domestic Representative
FRED PHILPITT

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 949

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:36:55 ET

Serial Number: 73582992 Assignment Information

Registration Number: 1535023

Mark

Digitec

(words only): DIGITEC

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1994-10-17

Filing Date: 1986-02-13

Transformed into a National Application: No

Registration Date: 1989-04-18

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1994-11-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SYCON CORPORATION

Address:

SYCON CORPORATION

P.O. BOX 491

MARION, OH 43302

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DATA ACQUISITION AND CONTROL EQUIPMENT FOR USE IN COLLECTING, PROCESSING, CONTROLLING, DISPLAYING, RECORDING AND TRANSMITTING DATA, COMPRISING MICROPROCESSOR-CONTROLLED LOGGERS, CONTROLLERS, PROCESS MONITORS, ALARM SENTINELS, RECORDERS, SCANNERS, DISPLAYS, PRINTERS AND PANEL METERS

Basis: 1(a)

First Use Date: 1973-01-09

First Use in Commerce Date: 1973-01-09

ADDITIONAL INFORMATION

Prior Registration Number(s):

770745

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1994-10-17 - Section 8 (6-year) accepted & Section 15 acknowledged

1994-05-09 - Section 8 (6-year) and Section 15 Filed

1994-05-09 - Section 8 (6-year) and Section 15 Filed

1989-04-18 - Registered - Principal Register

1989-02-08 - Opposition terminated for Proceeding

1989-01-27 - Opposition dismissed for Proceeding

1987-03-20 - Opposition instituted for Proceeding

1986-10-28 - Published for opposition

1986-09-28 - Notice of publication

1986-08-19 - Approved for Pub - Principal Register (Initial exam)

1986-07-24 - Communication received from applicant

1986-05-06 - Non-final action mailed

1986-04-16 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

GILBERT N. HENDERSON

Correspondent

GILBERT N. HENDERSON

BIEBEL & FRENCH

2500 KETTERING TOWER

DAYTON, OHIO 45423

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 950

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:37:05 ET

Serial Number: 73576626 Assignment Information

Registration Number: 1439012

Mark (words only): DIGITRATE

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1992-10-20

Filing Date: 1986-01-07

Transformed into a National Application: No

Registration Date: 1987-05-12

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-10-23

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. JENCONS (SCIENTIFIC) LIMITED

Address:

JENCONS (SCIENTIFIC) LIMITED
CHERRY COURT WAY INDUSTRIAL ESTATE, STANBRIDGE ROAD
LEIGHTON BUZZARD, BEDFORDSHIRE LU78VA
United Kingdom

Legal Entity Type: Corporation

State or Country of Incorporation: United Kingdom

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

TITRATING AND DISPENSING UNITS FOR USE IN THE VOLUMETRIC MEASUREMENT AND TRANSFER OF LIQUIDS

Basis: 1(a), 44(d)

First Use Date: 1985-10-14

First Use in Commerce Date: 1985-10-14

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-23 - Case File In TIGRS

1992-10-20 - Section 8 (6-year) accepted & Section 15 acknowledged

1992-07-16 - Section 8 (6-year) and Section 15 Filed

1987-05-12 - Registered - Principal Register

1987-02-17 - Published for opposition

1987-01-18 - Notice of publication

1986-09-24 - Approved for Pub - Principal Register (Initial exam)

1986-09-19 - Examiner's amendment mailed

1986-08-15 - Communication received from applicant

1986-04-04 - Non-final action mailed

1986-03-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
THOMAS E. SMITH

Correspondent
THOMAS E. SMITH
LEE, MANN, SMITH, MCWILLIAMS, ET AL.
105 WEST ADAMS STREET
SUITE 300
CHICAGO, ILLINOIS 60603

Domestic Representative
LEE, MANN, SMITH, MCWILLIAMS, ET AL.

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 951

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:37:14 ET

Serial Number: 73568470 Assignment Information

Registration Number: 1398385

Mark (words only): DIGIPLAN

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1992-03-13

Filing Date: 1985-11-14

Transformed into a National Application: No

Registration Date: 1986-06-24

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1992-04-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. HII

Address:

HII
213 RUE DE GERLAND
69007 LYON
France

Legal Entity Type: Joint Stock Company

State or Country Where Organized: France

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTERIZED VISUAL DISPLAY APPARATUS FOR USE IN PROVIDING INFORMATION FOR DETERMINING TRAVEL ITINERARIES OR MAP ROUTES AND FOR THE PRINTING THEREOF

Basis: 1(a)

First Use Date: 1983-12-30

First Use in Commerce Date: 1985-07-16

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1992-03-13 - Section 8 (6-year) accepted & Section 15 acknowledged

1992-03-04 - Response received for Post Registration action

1992-01-15 - Post Registration action mailed Section 8 & 15

1991-08-22 - Section 8 (6-year) and Section 15 Filed

1986-06-24 - Registered - Principal Register

1986-04-01 - Published for opposition

1986-03-04 - Notice of publication

1986-02-06 - Approved for Pub - Principal Register (Initial exam)

1986-02-03 - Examiner's amendment mailed

1986-01-31 - Assigned To Examiner

1986-01-31 - Applicant amendment prior to exam entered

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

ROGER W. PARKHURST

Correspondent

ROGER W. PARKHURST

PARKHURST, WENDEL & ROSSI

SUITE 210

1421 PRINCE STREET

ALEXANDRIA, VIRGINIA 22314

Domestic Representative

PARKHURST, WENDEL & ROSSI

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT **952**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:37:25 ET

Serial Number: 73568306 Assignment Information

Registration Number: 1397526

Mark (words only): DIGI-DOT

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1992-09-28

Filing Date: 1985-11-13

Transformed into a National Application: No

Registration Date: 1986-06-17

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1992-10-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. VULTRON, INCORPORATED

Address:
VULTRON, INCORPORATED
2600 BOND STREET
AUBURN HEIGHTS, MI 48057
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Michigan

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
ELECTRONICALLY CONTROLLED SIGNS
Basis: 1(a)
First Use Date: 1985-06-12
First Use in Commerce Date: 1985-06-12

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1992-09-28 - Section 8 (6-year) accepted & Section 15 acknowledged

1992-06-17 - Section 8 (6-year) and Section 15 Filed

1986-06-17 - Registered - Principal Register

1986-03-25 - Published for opposition

1986-02-24 - Notice of publication

1986-01-31 - Approved for Pub - Principal Register (Initial exam)

1986-01-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

PAUL J. ETHINGTON

Correspondent

PAUL J. ETHINGTON

REISING ETHINGTON BARNARD PERRY & MILTON

P.O. BOX 4390

TROY, MICHIGAN 48099

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **953**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:37:47 ET

Serial Number: 73561699 Assignment Information

Registration Number: 1427256

Mark (words only): DIGICARD

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1992-07-27

Filing Date: 1985-10-07

Transformed into a National Application: No

Registration Date: 1987-02-03

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-11-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGICARD INTERNATIONAL PTY. LTD.

Address:
DIGICARD INTERNATIONAL PTY. LTD.
414 LONSDALE STREET
MELBOURNE 3000
Australia

Legal Entity Type: Corporation
State or Country of Incorporation: Australia

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER NETWORKING SYSTEM, COMPRISING INTERFACE UNITS AND A MASTER CONTROLLER
FOR USE WITH PERSONAL COMPUTERS
Basis: 1(a)
First Use Date: 1983-11-00

First Use in Commerce Date: 1985-05-17

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-16 - Case File In TIGRS

1992-07-27 - Section 8 (6-year) accepted & Section 15 acknowledged

1992-05-15 - Section 8 (6-year) and Section 15 Filed

1987-02-03 - Registered - Principal Register

1986-11-11 - Published for opposition

1986-10-12 - Notice of publication

1986-08-27 - Approved for Pub - Principal Register (Initial exam)

1986-08-26 - Examiner's amendment mailed

1986-07-07 - Communication received from applicant

1986-01-06 - Non-final action mailed

1985-12-09 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JOHN S. HALE

Correspondent

JOHN S. HALE

GIPPLE & HALE

6667-B OLD DOMINION DRIVE

MCLEAN, VIRGINIA 22101

Domestic Representative

GIPPLE & HALE

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 954

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:37:58 ET

Serial Number: 73551965 Assignment Information

Registration Number: 1387340

Mark



(words only): DIGITAL RECORDING

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-12-30

Filing Date: 1985-08-05

Transformed into a National Application: No

Registration Date: 1986-03-25

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1992-05-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MCA RECORDS, INC.

Address:
MCA RECORDS, INC.
70 UNIVERSAL CITY PLAZA
UNIVERSAL CITY, CA 91608
United States
Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009
Class Status: Section 8 - Cancelled
PRERECORDED PHONOGRAPH RECORDS
Basis: 1(a)
First Use Date: 1985-07-03
First Use in Commerce Date: 1985-07-03

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL RECORDING"
Description of Mark: THE MARK CONSISTS OF THE WORDS "DIGITAL RECORDING" IN STYLIZED FORM.
Design Search Code(s):
26.09.09 - Squares made of geometric figures, objects, humans, plants or animals
26.09.21 - Squares that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-30 - Canceled Section 8 (10-year)/Expired Section 9
1992-04-30 - Section 8 (6-year) accepted & Section 15 acknowledged
1992-02-21 - Section 8 (6-year) and Section 15 Filed
1986-03-25 - Registered - Principal Register
1985-12-31 - Published for opposition
1985-12-01 - Notice of publication
1985-11-07 - Approved for Pub - Principal Register (Initial exam)
1985-11-05 - Examiner's amendment mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
CHERYL M. FRIEDMAN

Correspondent
CHERYL M. FRIEDMAN

100 UNIVERSAL CITY PLAZA
UNIVERSAL CITY, CALIFORNIA 91608

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS
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EXHIBIT **955**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:38:08 ET

Serial Number: 73550170 Assignment Information

Registration Number: 1427251

Mark



(words only): DIGITAX 1040

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1993-04-23

Filing Date: 1985-07-26

Transformed into a National Application: No

Registration Date: 1987-02-03

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-11-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGITAX, INC.

Address:
DIGITAX, INC.
179-D SCHOOL STREET
WESTBURY, NY 11590
United States
Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER PROGRAMS FOR PREPARATION OF INCOME TAX RETURNS AND INSTRUCTIONAL
MANUALS SOLD THEREWITH

Basis: 1(a)

First Use Date: 1984-07-11

First Use in Commerce Date: 1984-07-11

ADDITIONAL INFORMATION

Disclaimer: "1040"

Design Search Code(s):

05.03.25 - Leaf, single; Other leaves

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-07 - Case File In TICRS

1993-04-23 - Section 8 (6-year) accepted & Section 15 acknowledged

1993-01-25 - Section 8 (6-year) and Section 15 Filed

1987-02-03 - Registered - Principal Register

1986-11-11 - Published for opposition

1986-10-12 - Notice of publication

1986-09-05 - Approved for Pub - Principal Register (Initial exam)

1986-04-21 - Letter of suspension mailed

1986-03-19 - Communication received from applicant

1985-09-25 - Non-final action mailed

1985-09-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

RAYMOND O. LINKER, JR.

Correspondent

ERIC J. SOSENKO

HARNESS, DICKEY & PIERCE

P.O. BOX 828

BLOOMFIELD HILLS, MI 48303

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 956

TO APPLICANT'S NOTICE OF RELIANCE.

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:38:19 ET

Serial Number: 73532499 Assignment Information

Registration Number: 1384090

Mark (words only): DIGIPAC

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 1991-12-11

Filing Date: 1985-04-15

Transformed into a National Application: No

Registration Date: 1986-02-25

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-09-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. NEWALL MEASUREMENT SYSTEMS LIMITED

Address:

NEWALL MEASUREMENT SYSTEMS LIMITED

90 FETTER LANE

LONDON EC41 JP

United Kingdom

Legal Entity Type: Unknown

State or Country Where Organized: (NOT AVAILABLE)

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL READOUT UNITS

Basis: 1(a), 44(e)

First Use Date: 1971-01-07

First Use in Commerce Date: 1979-00-00

ADDITIONAL INFORMATION

Foreign Registration Number: 974009
Foreign Registration Date: 1971-04-22
Country: United Kingdom
Foreign Expiration Date: 1992-04-22

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-07-19 - Combined Section 8 (10-year)/Section 9 filed
2006-07-19 - TEAS Section 8 & 9 Received
2006-07-19 - Automatic Update Of Assignment Of Ownership
1991-12-11 - Section 8 (6-year) accepted
1991-08-02 - Section 8 (6-year) filed
1986-02-25 - Registered - Principal Register
1985-10-08 - Published for opposition
1985-09-08 - Notice of publication
1985-08-16 - Approved for Pub - Principal Register (Initial exam)
1985-08-14 - Communication received from applicant
1985-07-30 - Communication received from applicant
1985-06-20 - Non-final action mailed
1985-05-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
JAMES C. WRAY

Correspondent
JAMES C. WRAY
1493 CHAIN BRIDGE ROAD, SUITE 300
MCLEAN, VA 22101

Domestic Representative

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 957

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:38:29 ET

Serial Number: 73510716 Assignment Information

Registration Number: 1360251

Mark (words only): DIGIBAR

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-06-24

Filing Date: 1984-11-27

Transformed into a National Application: No

Registration Date: 1985-09-17

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1991-07-22

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DORAN SCALES, INC.

Address:

DORAN SCALES, INC.
33 W 480 FABYAN PARKWAY NO. 2
WEST CHICAGO, IL 60185
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 8 - Cancelled

ELECTRONIC WEIGHING AND MEASURING SCALES

Basis: 1(a)

First Use Date: 1984-05-20

First Use in Commerce Date: 1984-08-08

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-06-24 - Canceled Section 8 (10-year)/Expired Section 9

1991-02-28 - Section 8 (6-year) accepted & Section 15 acknowledged

1990-11-23 - Section 8 (6-year) and Section 15 Filed

1985-09-17 - Registered - Principal Register

1985-07-09 - Published for opposition

1985-06-09 - Notice of publication

1985-05-13 - Approved for Pub - Principal Register (Initial exam)

1985-04-19 - Communication received from applicant

1985-02-19 - Non-final action mailed

1985-01-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

ROBERT F. VAN EPPS

Correspondent

ROBERT F. VAN EPPS

102 HAVEN ROAD

ELMHURST, IL 60126

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 958

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:38:39 ET

Serial Number: 73503629 Assignment Information

Registration Number: 1349050

Mark (words only): DIGI-CUBE

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-04-22

Filing Date: 1984-10-12

Transformed into a National Application: No

Registration Date: 1985-07-16

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1992-07-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SMITH SYSTEMS INC.

Address:

SMITH SYSTEMS INC.
P. O. BOX 667 6 MILL CREEK DRIVE
BREVARD, NC 28712
United States

Legal Entity Type: Corporation

State or Country of Incorporation: North Carolina

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 8 - Cancelled

SIGNAL CONDITIONING MODULES

Basis: 1(a)

First Use Date: 1984-10-01

First Use in Commerce Date: 1984-10-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-04-22 - Canceled Section 8 (10-year)/Expired Section 9

2004-09-23 - PAPER RECEIVED

1992-06-30 - Section 15 acknowledged

1992-06-04 - Response received for Post Registration action

1991-12-30 - Response received for Post Registration action

1991-10-16 - Post Registration action mailed - Section 15

1991-05-20 - Section 15 affidavit received

1990-08-15 - Section 8 (6-year) accepted

1990-05-29 - Section 15 affidavit received

1985-07-16 - Registered - Principal Register

1985-05-07 - Published for opposition

1985-04-10 - Notice of publication

1985-03-15 - Approved for Pub - Principal Register (Initial exam)

1985-03-15 - Examiner's amendment mailed

1985-02-21 - Communication received from applicant

1985-01-25 - Non-final action mailed

1985-01-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

CYNTHIA L. ZALME OR WILLIAM SMITH

Correspondent

CYNTHIA L. ZALME OR WILLIAM SMITH
SMITH SYSTEMS, INC.
P.O. BOX 667
BREVARD, NC 28712

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

959

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:38:49 ET

Serial Number: 73500112 Assignment Information

Registration Number: 1337710

Mark (words only): DIGIPORT

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-03-04

Filing Date: 1984-09-19

Transformed into a National Application: No

Registration Date: 1985-05-28

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1996-06-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Why Systems Incorporated

Address:

Why Systems Incorporated
16902 Redmond Way
Redmond, WA 98052
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Washington

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 8 - Cancelled

Computer Programs Recorded on Tapes, Cards or Discs for Use in the Field of Finance

Basis: 1(a)

First Use Date: 1984-07-31

First Use in Commerce Date: 1984-07-31

ADDITIONAL INFORMATION

Prior Registration Number(s):

1240041

1285109

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-03-04 - Canceled Section 8 (10-year)/Expired Section 9

1990-08-06 - Section 8 (6-year) accepted & Section 15 acknowledged

1990-06-18 - Section 8 (6-year) and Section 15 Filed

1985-05-28 - Registered - Principal Register

1985-03-19 - Published for opposition

1985-03-08 - Notice of publication

1985-02-09 - Notice of publication

1985-01-15 - Approved for Pub - Principal Register (Initial exam)

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

ROBERT A. JENSEN

GRAYBEAL, JENSEN & PUNTIGAM

1020 UNITED AIRLINES BUILDING

2033 SIXTH AVENUE

SEATTLE, WA 98121-2584

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 960

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:38:59 ET

Serial Number: 73475167 Assignment Information

Registration Number: 1316785

Mark (words only): DIGIPAGE

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2005-11-05

Filing Date: 1984-04-12

Transformed into a National Application: No

Registration Date: 1985-01-29

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1991-02-26

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Electronic Tele-Communications, Inc.

Address:

Electronic Tele-Communications, Inc.

1915 MacArthur Rd.

Waukesha, WI 53186

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Wisconsin

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 8 - Cancelled

Digital Solid State Voice Delay Unit for Use in the Telecommunications Industry to Delay Audio Announcements

Basis: 1(a)

First Use Date: 1983-04-13

First Use in Commerce Date: 1983-08-28

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-11-05 - Canceled Section 8 (10-year)/Expired Section 9

1991-02-05 - Section 8 (6-year) accepted

1991-01-14 - Response received for Post Registration action

1991-01-14 - Response received for Post Registration action

1991-01-10 - Post Registration action mailed - Section 8

1990-09-20 - Section 8 (6-year) filed

1985-01-29 - Registered - Principal Register

1984-11-20 - Published for opposition

1984-11-05 - Notice of publication

1984-10-11 - Notice of publication

1984-09-14 - Approved for Pub - Principal Register (Initial exam)

1984-09-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Bonita M. Donna, P.C.
Electronic Tel-Communication, Inc.
1915 MacArthur Road
Waukesha, WI 53188

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 961

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:39:10 ET

Serial Number: 73466941 Assignment Information

Registration Number: 1345774

Mark

DIGIVISION

(words only): DIGIVISION

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-04-08

Filing Date: 1984-02-23

Transformed into a National Application: No

Registration Date: 1985-07-02

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-04-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGIVISION, INC.

Address:

DIGIVISION, INC.
5626 OBERLIN DRIVE
SAN DIEGO, CA 92121
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 8 - Cancelled

ELECTRONIC HIGH RESOLUTION VIDEO CONVERTERS AND DISPLAY MONITORS

Basis: 1(a)

First Use Date: 1983-12-09

First Use in Commerce Date: 1983-12-09

ADDITIONAL INFORMATION

Prior Registration Number(s):

1270628

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-04-08 - Canceled Section 8 (10-year)/Expired Section 9

2003-07-03 - TEAS Change Of Correspondence Received

2003-05-12 - PAPER RECEIVED

1991-05-13 - Section 8 (6-year) accepted & Section 15 acknowledged

1991-01-28 - Section 8 (6-year) and Section 15 Filed

1985-07-02 - Registered - Principal Register

1985-04-23 - Published for opposition

1985-03-22 - Notice of publication

1985-02-14 - Approved for Pub - Principal Register (Initial exam)

1985-02-13 - Examiner's amendment mailed

1984-11-05 - Communication received from applicant

1984-08-08 - Non-final action mailed

1984-08-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
CARL R. BROWN

Correspondent

Stephen S. Korniczky, Esq.
Paul, Hastings, Janofsky & Walker, LLP
P O Box 919092
San Diego CA 92191-9092
Phone Number: (858) 720-2870
Fax Number: (858) 720-2555

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 962

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:39:22 ET

Serial Number: 73464026 Assignment Information

Registration Number: 1323010

Mark (words only): DIGI STABLE

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2005-12-10

Filing Date: 1984-02-03

Transformed into a National Application: No

Registration Date: 1985-03-05

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1990-10-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Varian Associates, Inc.

Address:

Varian Associates, Inc.

611 Hansen Way

Palo Alto, CA 94303

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 8 - Cancelled

Electronic Oscillators

Basis: 1(a)

First Use Date: 1983-11-23

First Use in Commerce Date: 1983-11-23

ADDITIONAL INFORMATION

Disclaimer: No claim is made to the exclusive right to use "Stable", apart from the mark as shown.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-12-10 - Canceled Section 8 (10-year)/Expired Section 9

1990-09-24 - Section 8 (6-year) accepted & Section 15 acknowledged

1990-07-16 - Section 8 (6-year) and Section 15 Filed

1985-03-05 - Registered - Principal Register

1984-12-25 - Published for opposition

1984-12-12 - Notice of publication

1984-10-22 - Approved for Pub - Principal Register (Initial exam)

1984-10-01 - Communication received from applicant

1984-10-18 - Communication received from applicant

1984-07-23 - Non-final action mailed

1984-07-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

VARIAN ASSOCIATES, INC.
PATENTS AND LICENSING DEPT.
611 HANSEN WAY
PALO ALTO, CA 94303

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 963

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:54:22 ET

Serial Number: 73451477 Assignment Information

Registration Number: 1376525

Mark (words only): DIGITECH

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-09-30

Filing Date: 1983-11-07

Transformed into a National Application: No

Registration Date: 1985-12-24

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: M4D -TMO Law Office 113 - Docket Clerk

Date In Location: 2006-01-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGITECH INDUSTRIES, INC.

Address:

DIGITECH INDUSTRIES, INC.

66 GROVE ST.

RIDGEFIELD, CT 06877

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 8 - Cancelled

DIAGNOSTICAL EQUIPMENT FOR DATA COMMUNICATIONS SYSTEMS, NAMELY, DATA MONITORS AND NETWORK SIMULATORS

Basis: 1(a)

First Use Date: 1961-03-01

First Use in Commerce Date: 1961-03-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-09-30 - Canceled Section 8 (10-year)/Expired Section 9
- 2006-01-05 - Case File In TICRS
- 1991-09-16 - Section 8 (6-year) accepted & Section 15 acknowledged
- 1991-05-06 - Section 8 (6-year) and Section 15 Filed
- 1985-12-24 - Registered - Principal Register
- 1985-05-21 - Published for opposition
- 1985-04-23 - Notice of publication
- 1985-04-20 - Notice of publication
- 1985-03-18 - Approved for Pub - Principal Register (Initial exam)
- 1984-06-12 - Letter of suspension mailed
- 1984-05-18 - Examiner's amendment mailed
- 1984-05-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
CAROL F. SULKES

Correspondent
AKIBA STERN
SHIPMAN & GOODWIN
ONE AMERICAN ROW
HARTFORD, CT 06103-2819

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 964

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:54:32 ET

Serial Number: 73406354 Assignment Information

Registration Number: 1270628

Mark

DIGIVISION

(words only): DIGIVISION

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2003-08-12

Filing Date: 1982-12-17

Transformed into a National Application: No

Registration Date: 1984-03-20

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-08-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGIVISION, INC.

Address:
DIGIVISION, INC.
9295 FARNHAM STREET
SAN DIEGO, CA 92123
United States
Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer Program Recorded on Magnetic Media for Video Processing Interface

Basis: 1(a)

First Use Date: 1982-12-02

First Use in Commerce Date: 1982-12-02

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-09-12 - TEAS Change Of Correspondence Received

2003-08-12 - First renewal 10 year

2003-08-12 - Section 8 (10-year) accepted/ Section 9 granted

2003-07-03 - TEAS Change Of Correspondence Received

2003-05-23 - Combined Section 8 (10-year)/Section 9 filed

2003-05-23 - PAPER RECEIVED

2003-05-12 - PAPER RECEIVED

1989-09-15 - Section 8 (6-year) accepted & Section 15 acknowledged

1989-07-17 - Section 8 (6-year) and Section 15 Filed

1984-03-20 - Registered - Principal Register

1983-12-27 - Published for opposition

1983-12-27 - Published for opposition

1983-11-07 - Notice of publication

1983-11-04 - Notice of publication

1983-10-11 - Notice of publication

Latest Status Info

1983-10-11 - Notice of publication

1983-08-29 - Approved for Pub - Principal Register (Initial exam)

1983-08-26 - Examiner's amendment mailed

1983-08-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

STEPHEN S. KORNICZKY

Correspondent

Stephen S. Korniczky, Esq.

PAUL, HASTINGS, JANOFSKY & WALKER, LLP

P O Box 919092

San Diego CA 92191-9092

Phone Number: (858) 720-2870

Fax Number: (858) 720-2555

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 965

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:54:43 ET

Serial Number: 73368026 Assignment Information

Registration Number: 1255180

Mark (words only): GENERAL DIGITAL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2003-02-08

Filing Date: 1982-06-04

Transformed into a National Application: No

Registration Date: 1983-10-25

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-02-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. GENERAL DIGITAL CORPORATION

Address:

GENERAL DIGITAL CORPORATION
8 NUTMEG ROAD
SOUTH WINDSOR, CT 06074
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Connecticut

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Microprocessor Based Monitors and Control Units for Commercial, Educational and Industrial Applications; Data Terminals

Basis: 1(a)

First Use Date: 1973-03-31

First Use in Commerce Date: 1975-11-10

ADDITIONAL INFORMATION

Disclaimer: No claim is made to the exclusive right to use the word "Digital", apart from the mark as shown.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-02-08 - First renewal 10 year

2003-02-08 - Section 8 (10-year) accepted/ Section 9 granted

2002-10-30 - Combined Section 8 (10-year)/Section 9 filed

2002-10-30 - Combined Section 8 (10-year)/Section 9 filed

2002-10-30 - PAPER RECEIVED

1989-12-01 - Section 8 (6-year) accepted & Section 15 acknowledged

1989-10-20 - Section 7 correction issued

1989-08-21 - Section 7 amendment filed

1989-07-19 - Post Registration action mailed Section 8 & 15

1989-03-24 - Section 8 (6-year) and Section 15 Filed

1983-10-25 - Registered - Principal Register

1983-08-02 - Published for opposition

1983-10-25 - Registered - Principal Register

1983-08-02 - Published for opposition

1983-07-11 - Notice of publication

1983-07-08 - Notice of publication

1983-07-07 - Notice of publication

1983-07-06 - Notice of publication

1983-07-05 - Notice of publication

1983-07-05 - Notice of publication

Latest Status Info

1983-07-01 - Notice of publication

1983-05-23 - Approved for Pub - Principal Register (Initial exam)

1983-05-20 - Examiner's amendment mailed

1983-03-28 - Communication received from applicant

1982-11-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

L. JAMES RISTAS

Correspondent

L. JAMES RISTAS

ALIX, YALE AND RISTAS LLP

750 MAIN STREET, SUITE 600

HARTFORD, CT 061032721

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 966

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:54:53 ET

Serial Number: 73341617 Assignment Information

Registration Number: 1241889

Mark (words only): DIGI-LINK

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2003-03-31

Filing Date: 1981-12-14

Transformed into a National Application: No

Registration Date: 1983-06-14

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-06-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Kaye Instruments, Inc.

Address:

Kaye Instruments, Inc.
101 BILLERICA AVE. BULDING #7
NORTH BILLERICA, MA 01862
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Massachusetts

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Analog Data Monitor and Control System with Computational and Communications Capabilities

Basis: 1(a)

First Use Date: 1981-07-29

First Use in Commerce Date: 1981-07-29

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-06-07 - TEAS Change Of Correspondence Received

2003-03-31 - First renewal 10 year

2003-03-31 - Section 8 (10-year) accepted/ Section 9 granted

2003-01-31 - Combined Section 8 (10-year)/Section 9 filed

2003-01-31 - PAPER RECEIVED

1988-09-30 - Section 8 (6-year) accepted & Section 15 acknowledged

1988-07-15 - Section 8 (6-year) and Section 15 Filed

1983-06-14 - Registered - Principal Register

1983-03-22 - Published for opposition

1983-06-14 - Registered - Principal Register

1983-02-22 - Notice of publication

1983-02-08 - Approved for Pub - Principal Register (Initial exam)

1982-07-28 - Non-final action mailed

1982-06-07 - Assigned To Examiner

1983-02-08 - Approved for Pub - Principal Register (Initial exam)

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert H. Rines

Correspondent

Robert H. Rines
Rines and Rines
24 Warren St.
Concord NH 03301

Phone Number: 603-228-0121

Fax Number: 603-228-0210

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 967

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:55:04 ET

Serial Number: 73338416 Assignment Information

Registration Number: 1252763

Mark (words only): DIGIFLEX

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2003-03-19

Filing Date: 1981-11-23

Transformed into a National Application: No

Registration Date: 1983-10-04

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-03-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Christie Electric Corporation

Address:

Christie Electric Corporation
8301 IMPERIAL DRIVE
WACO, TX 76712
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Battery Charge Analyzers

Basis: 1(a)

First Use Date: 1981-03-30

First Use in Commerce Date: 1981-03-30

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-20 - Attorney Revoked And/Or Appointed

2006-11-20 - TEAS Revoke/Appoint Attorney Received

2003-03-19 - First renewal 10 year

2003-03-19 - Section 8 (10-year) accepted/ Section 9 granted

2002-12-06 - Combined Section 8 (10-year)/Section 9 filed

2002-12-06 - PAPER RECEIVED

1989-11-29 - Section 8 (6-year) accepted & Section 15 acknowledged

1989-10-02 - Section 8 (6-year) and Section 15 Filed

1983-10-04 - Registered - Principal Register

1983-07-12 - Opposition terminated for Proceeding

1983-07-12 - Opposition dismissed for Proceeding

1982-12-01 - Opposition instituted for Proceeding

1982-07-27 - Published for opposition

1982-07-20 - Notice of publication

1982-05-21 - Approved for Pub - Principal Register (Initial exam)

1982-05-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Melanie S. Corcoran

Correspondent
Melanie S. Corcoran
Baker & Hostetler LLP

3200 National City Center
1900 East Ninth Street
Cleveland OH 44114
Phone Number: 216-861-7659
Fax Number: 216-696-0740

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 968

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:55:13 ET

Serial Number: 73280954 Assignment Information

Registration Number: 1177029

Mark (words only): DIGITROL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2002-01-25

Filing Date: 1980-10-08

Transformed into a National Application: No

Registration Date: 1981-11-10

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-01-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DELWARE CAPITAL FORMATION, INC.

Address:

DELWARE CAPITAL FORMATION, INC.

1403 FOULK ROAD, SUITE 102

WILMINGTON, DE 19803

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic Controllers for Controlling Production of Oil and Gas Well Installations

Basis: 1(a)

First Use Date: 1979-01-02

First Use in Commerce Date: 1979-01-02

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-01-25 - First renewal 10 year

2002-01-25 - Section 8 (10-year) accepted/ Section 9 granted

2001-11-06 - Combined Section 8 (10-year)/Section 9 filed

1988-12-01 - Section 8 (6-year) accepted

1988-07-21 - Response received for Post Registration action

1988-07-11 - Post Registration action mailed - Section 8

1987-09-28 - Post Registration action mailed - Section 8

1987-03-23 - Section 8 (6-year) filed

1983-03-01 - Section 7 new certificate issued

1981-11-10 - Registered - Principal Register

1981-08-18 - Published for opposition

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JERRY K. MUELLER, JR.

Correspondent

JERRY K. MUELLER, JR.
MUELLER AND SMITH, LPA
7700 RIVERS EDGE DRIVE
COLUMBUS, OHIO 43235-1331

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 969

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:55:22 ET

Serial Number: 73267562 Assignment Information

Registration Number: 1168192

Mark

digistrip

(words only): DIGISTRIP

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-12-15

Filing Date: 1980-06-23

Transformed into a National Application: No

Registration Date: 1981-09-08

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-12-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Kaye Instruments, Inc.

Address:

Kaye Instruments, Inc.
101 Billerica Avenue, Building No. 7
Billerica, MA 01862
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Massachusetts

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electrically Controlled Printed Chart Recorders Operated by Computer Based Data Acquisition Instruments

Basis: 1(a)

First Use Date: 1974-03-09

First Use in Commerce Date: 1974-05-07

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-06-07 - TEAS Change Of Correspondence Received

2001-12-15 - First renewal 10 year

2001-12-15 - Section 8 (10-year) accepted/ Section 9 granted

2001-09-27 - Combined Section 8 (10-year)/Section 9 filed

1987-10-23 - Section 8 (6-year) accepted & Section 15 acknowledged

1987-04-06 - Section 8 (6-year) and Section 15 Filed

1981-09-08 - Registered - Principal Register

1981-06-16 - Published for opposition

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

ROBERT H. RINES

Correspondent

Robert H. Rines

Rines and rines

24 Warren St.

Concord NH 03301

Phone Number: 603-228-0121

Fax Number: 603-228-0210

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

970

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:55:32 ET

Serial Number: 73243204 Assignment Information

Registration Number: 1158953

Mark (words only): DIGITRAC

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-07-31

Filing Date: 1979-12-17

Transformed into a National Application: No

Registration Date: 1981-06-30

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-08-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. UNION SWITCH & SIGNAL, INC.

Address:

UNION SWITCH & SIGNAL, INC.

1000 TECHNOLOGY DRIVE

PITTSBURGH, PA 15219-312

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

RAILROAD VEHICLE LOCATION AND MONITORING APPARATUS

Basis: 1(a)

First Use Date: 1979-11-07

First Use in Commerce Date: 1979-11-07

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-07-31 - First renewal 10 year

2001-07-31 - Section 8 (10-year) accepted/ Section 9 granted

2001-05-14 - Combined Section 8 (10-year)/Section 9 filed

1987-03-12 - Section 8 (6-year) accepted & Section 15 acknowledged

1986-10-20 - Section 8 (6-year) and Section 15 Filed

1981-06-30 - Registered - Principal Register

1981-04-07 - Published for opposition

1981-02-03 - Notice of publication

1980-09-16 - Approved for Pub - Principal Register (Initial exam)

1980-08-27 - Assigned To Examiner

1980-04-11 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
DAVID V RADACK

Correspondent
DAVID V RADACK
ECKERT SEAMANS CHERIN & MELLOTT, LLC
600 GRANT STREET, 44TH FLOOR
PITTSBURGH, PENN 15219

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 971

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:55:41 ET

Serial Number: 73234182 Assignment Information

Registration Number: 1159809

Mark (words only): DIGITRAN

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2002-03-28

Filing Date: 1979-10-09

Transformed into a National Application: No

Registration Date: 1981-07-07

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-12-26

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. XIT CORPORATION

Address:
XIT CORPORATION
9485 HAVEN AVENUE
RANCHO CUCAMONGA, CA 91730
United States

Legal Entity Type: Corporation
State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Keyboards for Operating Instruments or Machines or Communication with Information Systems Such as Computers
Basis: 1(a)
First Use Date: 1979-08-00
First Use in Commerce Date: 1979-08-00

ADDITIONAL INFORMATION

Prior Registration Number(s):
6804110

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-03-28 - First renewal 10 year

2002-03-28 - Section 8 (10-year) accepted/ Section 9 granted

2002-03-05 - Response received to Post Registration action - Sections 8 & 9

2002-03-05 - PAPER RECEIVED

2001-09-02 - Post Registration action mailed Sections 8 & 9

2001-06-04 - Combined Section 8 (10-year)/Section 9 filed

1988-01-06 - Section 8 (6-year) accepted & Section 15 acknowledged

1987-04-27 - Section 8 (6-year) and Section 15 Filed

1981-07-07 - Registered - Principal Register

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
MORGAN L FITCH, JR

Correspondent
MORGAN L FITCH, JR
FITCH EVEN TABIN & FLANNERY
120 SOUTH LASALLE STREET
CHICAGO, IL 60603

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 972

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:55:50 ET

Serial Number: 73174069 Assignment Information

Registration Number: 1125534

Mark (words only): DIGIRULER

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1999-10-20

Filing Date: 1978-11-21

Transformed into a National Application: No

Registration Date: 1979-10-02

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1999-12-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SONY CORPORATION

Address:

SONY CORPORATION
6-7-35 KITASHINAGAWA
SHINAGAWA-KU, TOKYO 141
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

MAGNETIC MEASURING APPARATUS AND DIGITAL COUNTER

Basis: 1(a)

First Use Date: 1977-11-27

First Use in Commerce Date: 1977-11-27

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1999-10-20 - First renewal 10 year

1999-08-25 - Section 9 filed/check record for Section 8

1987-07-24 - Miscellaneous paper filed

1985-04-06 - Section 8 (6-year) accepted & Section 15 acknowledged

1984-12-04 - Section 8 (6-year) and Section 15 Filed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LEWIS H. ESLINGER

Correspondent

ROBERT BG HOROWITZ

COOPER & DUNHAM LLP

1185 AVENUE OF THE AMERICAS

NEW YORK NY 10036

Domestic Representative

ROBERT BG HOROWITZ

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 913

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:55:59 ET

Serial Number: 73168646 Assignment Information

Registration Number: 1115573

Mark (words only): DIGIT-HITE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1999-06-28

Filing Date: 1978-05-01

Transformed into a National Application: No

Registration Date: 1979-03-27

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1999-08-23

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. BROWN & SHARPE MANUFACTURING COMPANY

Address:
BROWN & SHARPE MANUFACTURING COMPANY
200 FRENCHTOWN ROAD
NORTH KINGSTOWN, RI 02852
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
APPARTUS FOR MEASURING HEIGHT-NAMELY, ELECTRONIC DIGITAL HEIGHT GAGE
Basis: 1(a)
First Use Date: 1977-11-18
First Use in Commerce Date: 1977-11-18

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1999-06-28 - First renewal 10 year

1999-03-25 - Section 9 filed/check record for Section 8

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LAWRENCE M GREEN

Correspondent

LAWRENCE M GREEN

WOLF GREENFIELD & SACKS PC

600 ATLANTIC AVE

BOSTON MA 02210-2211

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

974

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:56:07 ET

Serial Number: 73166749 Assignment Information

Registration Number: 1105564

Mark (words only): DIGIT-CAL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1999-01-12

Filing Date: 1978-04-17

Transformed into a National Application: No

Registration Date: 1978-11-07

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-08-23

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. BROWN & SHARPE MANUFACTURING COMPANY

Address:
BROWN & SHARPE MANUFACTURING COMPANY
200 FRENCHTOWN ROAD
NORTH KINGSTOWN, RI 02852
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
DIGITAL READOUT CALIPER FOR MEASURING DIMENSIONS
Basis: 1(a)
First Use Date: 1977-11-18
First Use in Commerce Date: 1977-11-18

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1999-01-12 - First renewal 10 year

1998-10-29 - Section 9 filed/check record for Section 8

1998-10-29 - Section 9 filed/check record for Section 8

1984-04-23 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LAWRENCE M GREEN

Correspondent

LAWRENCE M GREEN

WOLF GREENFIELD & SACKS PC

600 ATLANTIC AVE

BOSTON MA 02210

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT **975**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:56:17 ET

Serial Number: 73166666 Assignment Information

Registration Number: 1137592

Mark (words only): DIGIPANEL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-01-26

Filing Date: 1978-04-17

Transformed into a National Application: No

Registration Date: 1980-07-08

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-07-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. HARREL, INCORPORATED

Address:

HARREL, INCORPORATED

16 FITCH ST.

NORWALK, CT 06855

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRONIC CONTROL DEVICES FOR THE CONTROL OF INDUSTRIAL EQUIPMENT

Basis: 1(a)

First Use Date: 1976-11-10

First Use in Commerce Date: 1976-11-10

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-01-26 - First renewal 10 year

2001-01-26 - Section 8 (10-year) accepted/ Section 9 granted

2000-06-30 - Combined Section 8 (10-year)/Section 9 filed

1985-10-15 - Section 8 (6-year) accepted & Section 15 acknowledged

1985-07-26 - Section 8 (6-year) and Section 15 Filed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
JOSEPH D. GARON

Correspondent
JOSEPH D. GARON
BAKER BOTTS
30 ROCKEFELLER PLAZA
NEW YORK, NY 10112

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
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Opposer)	
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v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 976

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:56:28 ET

Serial Number: 73113525 Assignment Information

Registration Number: 1075869

Mark (words only): ATLAS DIGITRONIC

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1997-11-20

Filing Date: 1977-01-24

Transformed into a National Application: No

Registration Date: 1977-10-25

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1998-01-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SYRACUSE SCALE CO., INC.

Address:
SYRACUSE SCALE CO., INC.
158 SOLAR STREET
SYRACUSE, NY 13204
United States
Legal Entity Type: Corporation
State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
ELECTRONIC WEIGHING SCALES AND PARTS THEREFOR
Basis: 1(a)
First Use Date: 1976-11-29
First Use in Commerce Date: 1976-11-29

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1997-11-20 - First renewal 10 year

1997-09-19 - Section 9 filed/check record for Section 8

1983-12-12 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

THOMAS J WALL

Correspondent

THOMAS J WALL

HARRIS BEACH & WILCOX LLP

ONE PARK PL 4TH FL

300 S STATE ST

SYRACUSE NY 13202

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 977

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:56:37 ET

Serial Number: 73101810 Assignment Information

Registration Number: 1066137

Mark (words only): DIGI-LOK

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1997-04-07

Filing Date: 1976-10-01

Transformed into a National Application: No

Registration Date: 1977-05-24

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-06-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MINARIK ELECTRIC COMPANY

Address:
MINARIK ELECTRIC COMPANY
905 EAST THOMPSON AVENUE
GLENDALE, CA 91201
United States

Legal Entity Type: Corporation
State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
ELECTRICAL APPARATUS WITH DIGITAL READOUT INDICATOR PANEL FOR SETTING, CONTROLLING AND MONITORING MOTOR SPEEDS
Basis: 1(a)
First Use Date: 1975-12-12

First Use in Commerce Date: 1975-12-12

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1997-04-07 - First renewal 10 year
1997-03-17 - Section 9 filed/check record for Section 8
1982-11-15 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
GENE W ARANT

Correspondent
GENE W ARANT
ARANT KLEINBERG LERNER & RAM LLP
674 COUNTY SQUARE DR STE 205
VENTURA CA 93003-5452

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 978

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:56:48 ET

Serial Number: 73093643 Assignment Information

Registration Number: 1063218

Mark (words only): DIGISTROBE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1997-04-24

Filing Date: 1976-07-16

Transformed into a National Application: No

Registration Date: 1977-04-12

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-12-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. AMETEK, INC.

Address:

AMETEK, INC.
8600 SOMERSET DRIVE
LARGO, FL 34643
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL STROBOSCOPE-TACHOMETERS

Basis: 1(a)

First Use Date: 1976-06-29

First Use in Commerce Date: 1976-06-29

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 1997-04-24 - First renewal 10 year
- 1997-02-24 - Section 9 filed/check record for Section 8
- 1982-11-22 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
H WILLIAM LARSON

Correspondent
H WILLIAM LARSON
LARSON & LARSON PA
7381 114TH AVE N STE 406
LARGO FL 34643

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS
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EXHIBIT 979

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:56:57 ET

Serial Number: 73061349 Assignment Information

Registration Number: 1069300

Mark (words only): DIGI-DIAL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1997-08-26

Filing Date: 1975-08-25

Transformed into a National Application: No

Registration Date: 1977-07-12

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1997-10-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. W. A. WHITNEY CORP.

Address:

W. A. WHITNEY CORP.

650 RACE ST.

ROCKFORD, IL 61105

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

READ-OUT INDICATORS USED WITH BEAMLINER PUNCHING FABRICATORS SOLD BY APPLICANT FOR DISPLAYING THE LINEAR DISTANCE ADVANCED BY A STRUCTURAL MEMBER ADAPTED TO BE PUNCHED BY THE FABRICATOR

Basis: 1(a)

First Use Date: 1975-03-26

First Use in Commerce Date: 1975-04-30

ADDITIONAL INFORMATION

Disclaimer: NO REGISTRATION RIGHTS ARE CLAIMED FOR THE WORD "DIAL" APART FROM THE MARK SHOWN, BUT APPLICANT WAIVES NONE OF ITS COMMON LAW RIGHTS IN THE MARK SHOWN OR ANY FEATURE THEREOF.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1997-08-26 - First renewal 10 year

1997-07-10 - Section 9 filed/check record for Section 8

1982-10-04 - Section 8 (6-year) accepted & Section 15 acknowledged

1977-05-10 - Opposition dismissed for Proceeding

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

THOMAS A MILLER

Correspondent

THOMAS A MILLER
LEYDIG VOIT & MAYER LTD
615 N CHURCH ST
ROCKFORD IL 61103-6979

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
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Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 980

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:57:07 ET

Serial Number: 73057362 Assignment Information

Registration Number: 1049433

Mark (words only): DIGICON

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1997-02-13

Filing Date: 1975-07-10

Transformed into a National Application: No

Registration Date: 1976-10-05

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1997-03-31

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. ALNOR INSTRUMENT COMPANY

Address:

ALNOR INSTRUMENT COMPANY
500 CARDIGAN ROAD
ST. PAUL, MN 55164
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Minnesota

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

PORTABLE ELECTRONIC DIGITAL TEMPERATURE INDICATOR OR PYROMETER

Basis: 1(a)

First Use Date: 1975-07-07

First Use in Commerce Date: 1975-07-07

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1997-02-13 - First renewal 10 year

1996-01-10 - Section 9 filed/check record for Section 8

1982-03-08 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
RICHARD O BARTZ

Correspondent
RICHARD O BARTZ
BURD BARTZ & GUTENKAUF
1300 FOSHAY TOWER
MINNEAPOLIS MN 55402

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIEBUNAL

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 981

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:57:15 ET

Serial Number: 73055317 Assignment Information

Registration Number: 1099300

Mark (words only): DIGI

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1998-10-08

Filing Date: 1975-06-16

Transformed into a National Application: No

Registration Date: 1978-08-15

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-02-20

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TERAOKA SEIKO CO., LTD.

Address:

TERAOKA SEIKO CO., LTD.
NO 13-12, KUGAHARA, 5-CHOME
OHTA-KU, TOKYO
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMBINATION ELECTRONIC SCALES AND CALCULATOR AND PARTS THEREOF FOR USE IN THE
RETAIL FOOD TRADE

Basis: 1(a)

First Use Date: 1974-06-30

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 1999-06-25 - Post Registration action correction
- 1998-10-08 - First renewal 10 year
- 1998-08-07 - Section 9 filed/check record for Section 8
- 1983-10-12 - Section 8 (6-year) accepted & Section 15 acknowledged
- 1978-06-08 - Opposition dismissed for Proceeding

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
EDWARD M PRINCE
PILLSBURY MADISON & SUTRO LLP
1100 NEW YORK AVE NW 9TH FL
WASHINGTON DC 20005-3918

Domestic Representative
PILLSBURY MADISON & SUTRO LLP

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT **982**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:57:23 ET

Serial Number: 72457899 Assignment Information

Registration Number: 1016514

Mark (words only): WESTERN DIGITAL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2005-03-28

Filing Date: 1973-05-18

Transformed into a National Application: No

Registration Date: 1975-07-22

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 834 -Post Registration

Date In Location: 2005-03-28

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. WESTERN DIGITAL CORPORATION

Address:
WESTERN DIGITAL CORPORATION
8105 IRVINE CENTER DRIVE
IRVINE, CA 92718
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

U.S. Class: 021 (International Class 009)
Class Status: Active
INTEGRATED CIRCUITS
Basis: 1(a)
First Use Date: 1971-07-31
First Use in Commerce Date: 1971-08-30

U.S. Class: 026 (International Class 009)
Class Status: Expired
Basis: 1(a)
First Use Date: 1971-07-31
First Use in Commerce Date: 1971-08-30

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-06-03 - TEAS Change Of Correspondence Received
2005-03-28 - Second renewal 10 year
2005-03-28 - Section 8 (10-year) accepted/ Section 9 granted
2005-03-28 - Assigned To Paralegal
2005-02-08 - Combined Section 8 (10-year)/Section 9 filed
2005-02-08 - TEAS Section 8 & 9 Received
2004-07-22 - TEAS Change Of Correspondence Received
1996-08-28 - First renewal 10 year
1995-06-14 - Section 9 filed/check record for Section 8
1981-10-25 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Steven J. Nataupsky
Knobbe, Martens, Olson & Bear LLP
2040 Main Street, 14th Floor
Irvine CA 92614
Phone Number: 949 760 0404
Fax Number: 949 760 9502

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **983**

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:57:32 ET

Serial Number: 72266013 Assignment Information

Registration Number: 876019

Mark



(words only): DIGITAL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1989-08-24

Filing Date: 1967-03-06

Transformed into a National Application: No

Registration Date: 1969-09-02

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-12-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGITAL EQUIPMENT CORPORATION

Address:

DIGITAL EQUIPMENT CORPORATION

146 MAIN ST.

MAYNARD, MA 01754

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Massachusetts

GOODS AND/OR SERVICES

U.S. Class: 026 (International Class 009)

Class Status: Active

ELECTRONIC EQUIPMENT AND ACCESSORIES, INCLUDING DIGITAL DATA PROCESSING SYSTEMS, MODULES AND PERIPHERAL EQUIPMENT USED IN CONNECTION THEREWITH

Basis: 1(a)

First Use Date: 1962-01-29

First Use in Commerce Date: 1962-01-29

ADDITIONAL INFORMATION

Disclaimer: APPLICANT DISCLAIMS THE WORD "DIGITAL" APART FROM ITS USE IN THE MARK SHOWN.

Design Search Code(s):

26.11.09 - Rectangles made of geometric figures, objects, humans, plants or animals

26.11.11 - Rectangles divided twice into three sections

26.11.13 - Rectangles (exactly two rectangles); Two rectangles

26.11.14 - Rectangles (three or more rectangles); Three or more rectangles

26.11.21 - Rectangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-03-18 - TEAS Change Of Correspondence Received

1989-09-02 - First renewal

1989-07-05 - Section 9 filed/check record for Section 8

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Hewlett-Packard Company

Attention: Malia Abril

3000 Hanover Street, ms 1051

Palo Alto CA 94304

Phone Number: 650.857.5144

Fax Number: 650.813.3095

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 984

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:57:45 ET

Serial Number: 72460232 Assignment Information

Registration Number: 1005048

Mark (words only): DIGITIMER

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-12-29

Filing Date: 1973-06-14

Transformed into a National Application: No

Registration Date: 1975-02-18

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 834 -Post Registration

Date In Location: 2004-12-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGITIMER LIMITED

Address:

DIGITIMER LIMITED
37 HYDEWAY
WELWYN GARDEN CITY AL7 3BE
United Kingdom

Legal Entity Type: Company

State or Country Where Organized: United Kingdom

GOODS AND/OR SERVICES

U.S. Class: 026 (International Class 009)

Class Status: Active

INSTRUMENTATION FOR PROCESSING OF VARIOUS ELECTRO-PHYSIOLOGICAL SIGNALS FOR MEDICAL AND SCIENTIFIC RESEARCH-NAMELY, PULSE GENERATORS, SYNCHRONOUS COUNTERS, LOGIC UNITS, OSCILLOSCOPES, TIME BASE GENERATORS, CALIBRATION UNITS

Basis: 1(a)

First Use Date: 1967-03-00

First Use in Commerce Date: 1967-03-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-12-29 - First renewal 10 year

2004-12-29 - Section 8 (10-year) accepted/ Section 9 granted

2004-10-20 - Combined Section 8 (10-year)/Section 9 filed

2004-10-20 - PAPER RECEIVED

1995-03-01 - First renewal 10 year

1994-12-16 - Section 9 filed/check record for Section 8

1980-10-29 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

DAVID WOLF

Correspondent

DAVID WOLF

WOLF, GREENFIELD & SACKS, P.C.

600 ATLANTIC AVE.

FEDERAL RESERVE PLAZA

BOSTON, MA 02210

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 985

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:57:53 ET

Serial Number: 72451891 Assignment Information

Registration Number: 1019040

Mark (words only): DIGIQUARTZ

Standard Character claim: No

Current Status: This registration was not renewed and is considered to be expired.

Date of Status: 2006-06-10

Filing Date: 1973-03-19

Transformed into a National Application: No

Registration Date: 1975-08-26

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1995-08-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. PAROSCIENTIFIC, INC.

Address:
PAROSCIENTIFIC, INC.
4500 148TH AVENUE N.E.
REDMOND, WA 98052
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Washington

GOODS AND/OR SERVICES

U.S. Class: 026 (International Class 009)
Class Status: Expired
PRESSURE MEASURING SYSTEM-NAMELY, PRESSURE TRANSDUCERS AND INTERRELATED DIGITAL
DISPLAY FOR PRESSURE READOUT
Basis: 1(a)
First Use Date: 1973-02-22

First Use in Commerce Date: 1973-02-22

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-06-10 - Canceled Section 8 (10-year)/Expired Section 9
- 2006-06-03 - Canceled Section 8 (10-year)/Expired Section 9
- 1995-07-06 - First renewal 10 year
- 1995-04-11 - Section 9 filed/check record for Section 8
- 1981-08-31 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
SEED AND BERRY
6300 COLUMBIA CENTER
701 FIFTH AVENUE
SEATTLE, WA 98104-7092

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 986

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:58:22 ET

Serial Number: 72369275 Assignment Information

Registration Number: 941435

Mark (words only): DIGICOM

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2002-11-05

Filing Date: 1970-08-27

Transformed into a National Application: No

Registration Date: 1972-08-22

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-11-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TOKYO SEIMITSU CO., LTD.

Address:
TOKYO SEIMITSU CO., LTD.
9-7-1, SHIMORENJAKU, MITAKA-SHI
TOKYO
Japan

Legal Entity Type: Corporation
State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

U.S. Class: 026 (International Class 009)
Class Status: Active
DIGITAL ELECTRONIC GAUGES FOR USE IN THE MACHINE TOOL INDUSTRY FOR MEASURING THE
OUTER DIAMETER, INNER DIAMETER, THICKNESS, LENGTH OR OTHER DIMENSIONAL
CHARACTERIATICS OF A WORKPIECE
Basis: 1(a)

First Use Date: 1967-09-00

First Use in Commerce Date: 1970-05-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-11-05 - Second renewal 10 year
- 2002-11-05 - Section 8 (10-year) accepted/ Section 9 granted
- 2002-08-15 - Combined Section 8 (10-year)/Section 9 filed
- 2002-08-15 - PAPER RECEIVED
- 1992-10-13 - First renewal 10 year
- 1992-08-17 - Section 9 filed/check record for Section 8
- 1978-07-18 - Section 8 (6-year) accepted

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
LAWRENCE E. APOLZON

Correspondent
LAWRENCE E. APOLZON
FROSS ZELNICK LEHRMAN & ZISSU, PC
866 UNITED NATIONS PLAZA
NEW YORK, NY 10017

Domestic Representative
FROSS ZELNICK LEHRMAN & ZISSU, PC

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

987

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:58:35 ET

Serial Number: 72356908 Assignment Information

Registration Number: 909553

Mark (words only): DIGITILT

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-08-11

Filing Date: 1970-04-03

Transformed into a National Application: No

Registration Date: 1971-03-09

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-12-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DURHAM GEO ENTERPRISES, INC.

Address:

DURHAM GEO ENTERPRISES, INC.
2175 WEST PARK COURT
STONE MOUNTAIN, GA 30087
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Georgia

GOODS AND/OR SERVICES

U.S. Class: 026 (International Class 009)

Class Status: Active

INCLINOMETERS

Basis: 1(a)

First Use Date: 1969-07-00

First Use in Commerce Date: 1969-08-20

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2001-08-11 - Second renewal 10 year
- 2001-08-11 - Section 8 (10-year) accepted/ Section 9 granted
- 2001-03-12 - Combined Section 8 (10-year)/Section 9 filed
- 1990-12-05 - First renewal 10 year
- 1990-11-01 - Section 9 filed/check record for Section 8
- 1977-02-28 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
DAVID L. GARRISON
GARRISON & ASSOCIATES PS
2001 SIXTH AVENUE, SUITE 3300
SEATTLE, WA 98121

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 988

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:58:51 ET

Serial Number: 72331584 Assignment Information

Registration Number: 895997

Mark (words only): DIGILAB

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-05-20

Filing Date: 1969-07-02

Transformed into a National Application: No

Registration Date: 1970-08-04

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-12-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. BIO-RAD LABORATORIES, INC.

Address:

BIO-RAD LABORATORIES, INC.
1000 ALFRED NOBEL DRIVE
HERCULES, CA 94547
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

U.S. Class: 026 (International Class 009)

Class Status: Active

COMPUTER-CONTROLLED SPECTROMETERS

Basis: 1(a)

First Use Date: 1969-06-05

First Use in Commerce Date: 1969-06-05

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2001-05-20 - Second renewal 10 year
- 2001-05-20 - Section 8 (10-year) accepted/ Section 9 granted
- 2001-02-02 - Combined Section 8 (10-year)/Section 9 filed
- 1990-09-05 - First renewal 10 year
- 1990-08-02 - Section 9 filed/check record for Section 8
- 1977-02-26 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
HEIDI A. SCHILLER, ESQ.
CHOATE HALL & STEWART
EXCHANGE PLACE
53 STATE STREET
BOSTON, MA 02109

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

EXHIBIT

939

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:59:02 ET

Serial Number: 72322275 Assignment Information

Registration Number: 916278

Mark (words only): DIGIGAUGE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-07-08

Filing Date: 1969-03-20

Transformed into a National Application: No

Registration Date: 1971-07-13

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-12-18

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. ASHCROFT INC.

Address:

ASHCROFT INC.
250 E. MAIN STREET
STRATFORD, CT 06614
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

U.S. Class: 026 (International Class 009)

Class Status: Active

PRESSURE INDICATING GAUGE

Basis: 1(a)

First Use Date: 1969-03-13

First Use in Commerce Date: 1969-03-13

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-07-09 - TEAS Change Of Correspondence Received
2002-07-10 - PAPER RECEIVED
2001-07-08 - Second renewal 10 year
2001-07-08 - Section 8 (10-year) accepted/ Section 9 granted
2001-04-13 - Combined Section 8 (10-year)/Section 9 filed
1991-05-30 - First renewal 10 year
1991-05-07 - Section 9 filed/check record for Section 8
1977-02-26 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Russell N. Rippamonti, Esquire
Fish & Richardson P.C.
1717 Main Street
5000 Bank One Center
Dallas TX 75201
Phone Number: 214-747-5070
Fax Number: 214-747-2091

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS
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EXHIBIT 990

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:59:13 ET

Serial Number: 72250834 Assignment Information

Registration Number: 839946

Mark (words only): DIGITRAK

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1988-05-18

Filing Date: 1966-07-22

Transformed into a National Application: No

Registration Date: 1967-12-05

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1988-08-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. EDO WESTERN CORPORATION

Address:

EDO WESTERN CORPORATION

2645 S. 2ND WEST

SALT LAKE CITY, UT

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Utah

GOODS AND/OR SERVICES

U.S. Class: 026 (International Class 009)

Class Status: Active

DIGITAL OUTPUT SIGNAL TRACKING DEVICE FOR MEASUREMENT AND DISPLAY OF THE UNDERWATER DISTANCE BETWEEN TWO POINTS

Basis: 1(a)

First Use Date: 1965-08-01

First Use in Commerce Date: 1965-09-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

1987-12-05 - First renewal

1987-10-23 - Section 9 filed/check record for Section 8

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

CALVIN E. THORPE
THORPE NORTH & WESTERN
9662 SOUTH STATE STREET
SANDY, UTAH 84070

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

991

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:59:23 ET

Serial Number: 72055845 Assignment Information

Registration Number: 680411

Mark (words only): DIGITRAN

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1999-08-10

Filing Date: 1958-07-23

Transformed into a National Application: No

Registration Date: 1959-06-16

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-07-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. XIT CORPORATION

Address:

XIT CORPORATION
4290 EAST BRICKELL STREET
ONTARIO, CA 91761
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

U.S. Class: 026 (International Class 009)

Class Status: Active

MECHANICAL COUNTERS WITH ELECTRICAL READOUT CIRCUITS, PULSE-OPERATED INCREMENTAL MOTORS, AND ROTARY SWITCHES FOR DIGITAL AND ANALOG COMPUTERS AND CONTROL SYSTEMS

Basis: 1(a)

First Use Date: 1958-03-12

First Use in Commerce Date: 1958-03-14

ADDITIONAL INFORMATION

Prior Registration Number(s):
616179

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 1999-08-10 - Second renewal 10 year
- 1999-06-16 - Section 9 filed/check record for Section 8
- 1979-06-16 - First renewal

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
JOSEPH T NABOR

Correspondent
JOSEPH T NABOR
FITCH EVEN TABIN & FLANNERY
120 S LA SALLE ST
CHICAGO IL 60603

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 992

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:59:34 ET

Serial Number: 72040457 Assignment Information

Registration Number: 665710

Mark (words only): DIGIDIAL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 1998-05-21

Filing Date: 1957-11-12

Transformed into a National Application: No

Registration Date: 1958-08-12

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1998-07-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. ASTEC AMERICA INC.

Address:

ASTEC AMERICA INC.
6339 PASEO DEL LAGO
CARLSBAD, CA 920091309
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

U.S. Class: 026 (International Class 009)

Class Status: Active

DIGITAL TURNS-COUNTING DIALS

Basis: 1(a)

First Use Date: 1957-05-00

First Use in Commerce Date: 1957-05-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-12-03 - TEAS Change Of Correspondence Received

1998-05-21 - Second renewal 10 year

1998-03-30 - Section 9 filed/check record for Section 8

1978-08-12 - First renewal

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
PHILIP B POLSTER

Correspondent
Michael P. Brennan
Harness, Dickey & Pierce, P.L.C.
Suite 400
5445 Corporate Drive
Troy MI 48098
Phone Number: 1-248-641-1600
Fax Number: 1-248-641-0270

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 993

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 14:59:44 ET

Serial Number: 71680500 Assignment Information

Registration Number: 616180

Mark (words only): DIGIPOT

Standard Character claim: No

Current Status: This registration was not renewed and is considered to be expired.

Date of Status: 2006-08-19

Filing Date: 1955-01-25

Transformed into a National Application: No

Registration Date: 1955-11-15

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 1996-04-02

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. XCEL CORPORATION

Address:
XCEL CORPORATION
4290 E. BRICKELL STREET
ONTARIO, CA 917611511
United States

Legal Entity Type: Corporation
State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

U.S. Class: 026 (International Class 009)
Class Status: Expired
VISUALLY INDICATING ELECTRICAL POTENTIOMETER DEVICES
Basis: 1(a)
First Use Date: 1953-07-02
First Use in Commerce Date: 1954-10-02

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-19 - Canceled Section 8 (10-year)/Expired Section 9

1996-02-05 - Second renewal 10 year

1995-11-14 - Section 9 filed/check record for Section 8

1975-11-15 - First renewal

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LOUIS BERNAT

Correspondent

LOUIS BERNAT

FITCH, EVEN, TABIN & FLANNERY

135 SOUTH LA SALLE STREET

CHICAGO, IL 60603

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT

994

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:24:47 ET

Serial Number: 79006463 Assignment Information

Registration Number: 3112165

Mark

DIGICODE

(words only): DIGICODE

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-07-04

Filing Date: 2004-08-31

Transformed into a National Application: No

Registration Date: 2006-07-04

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-07-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. ALSTOM

Address:

ALSTOM

3. avenue André Malraux F-92300 Levallois-Perret
France

Legal Entity Type: société anonyme

State or Country Where Organized: France

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Signaling apparatus and instruments, namely, railway signals used in railway and metro tracks to detect in a reliable way the presence of a train on a track circuit; monitoring apparatus and instruments used for detecting and displaying anomalous conditions in rails, namely, train presence detectors and broken railway line detectors; apparatus-for transmitting and reproducing sound or images, namely, audio, digital, radio transmitters which work at audio frequency and electrical joints used for transmission of continuous data messages between a stationary location and a train, and vice versa, used in the railway field

Basis: 66(a)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

International Registration Number: 0836401**International Registration Date:** 2004-08-31**Priority Claimed:** Yes**Date of Section 67 Priority Claim:** 2004-03-24**International Registration Status:** Request For Extension Of Protection Processed**Date of International Registration Status:** 2004-12-09**International Registration Renewal Date:** 2014-08-31**Notification of Designation Date:** 2004-12-09**Date of Automatic Protection:** 2006-06-09**Date International Registration Cancelled:** (DATE NOT AVAILABLE)**First Refusal:** Yes

PROSECUTION HISTORY

2006-07-04 - Registered - Principal Register

2006-05-25 - Notification Of Possible Opposition - Processed By IB

2006-05-11 - Notification Of Possible Opposition Sent To IB

2006-05-11 - Notification Of Possible Opposition Created, To Be Sent To IB

2006-04-11 - Published for opposition

2006-03-22 - Notice of publication

2006-02-21 - Law Office Publication Review Completed

2006-02-17 - Assigned To LIE

2006-02-14 - Approved for Pub - Principal Register (Initial exam)

2006-01-31 - Amendment From Applicant Entered
2006-01-20 - Communication received from applicant
2006-01-20 - PAPER RECEIVED
2005-11-14 - Final refusal mailed
2005-11-10 - Final Refusal Written
2005-10-19 - Amendment From Applicant Entered
2005-10-11 - Communication received from applicant
2005-10-11 - PAPER RECEIVED
2005-06-20 - Refusal Processed By IB
2005-04-14 - Non-final action mailed
2005-04-09 - Non-Final Action Written
2005-03-29 - Assigned To Examiner
2004-12-10 - New Application Entered In Tram
2004-12-09 - Sn Assigned For Sect 66a Appl From IB

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Perla M. Kuhn

Correspondent

PERLA M. KUHN
HUGHES HUBBARD & REED LLP
ONE BATTERY PARK PLAZA
NEW YORK, NY 1004
Phone Number: (212) 837-6000

Domestic Representative

Hughes Hubbard & Reed LLP
Phone Number: (212) 837-6000

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
)
Applicant)

EXHIBIT 995

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:25:24 ET

Serial Number: 79005969 Assignment Information

Registration Number: 3023912

Mark

DIGILOC

(words only): DIGILOC

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2005-12-06

Filing Date: 2004-07-09

Transformed into a National Application: No

Registration Date: 2005-12-06

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-12-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Siemens Aktiengesellschaft

Address:

Siemens Aktiengesellschaft
Wittelsbacherplatz 2 D-80333 München
Fed Rep Germany

Legal Entity Type: Corporation

State or Country of Incorporation: Fed Rep Germany

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Electronic system for tracking the location of rail vehicles consisting of stationary transponders installed on tracks, antennae installed underneath a train and computer hardware and software used to process and transmit the information received from the transponders

Basis: 66(a)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

International Registration Number: 0835018**International Registration Date:** 2004-07-09**Priority Claimed:** Yes**Date of Section 67 Priority Claim:** 2004-03-26**International Registration Status:** Request For Extension Of Protection Processed**Date of International Registration Status:** 2004-11-18**International Registration Renewal Date:** 2014-07-09**Notification of Designation Date:** 2004-11-18**Date of Automatic Protection:** 2006-05-18**Date International Registration Cancelled:** (DATE NOT AVAILABLE)**First Refusal:** Yes

PROSECUTION HISTORY

2006-07-27 - Final Disposition Notice Sent To IB

2006-07-27 - Final Disposition Processed

2006-07-16 - Final Disposition Notice Created, To Be Sent To IB

2005-12-06 - Registered - Principal Register

2005-09-13 - Published for opposition

2005-08-24 - Notice of publication

2005-07-25 - Law Office Publication Review Completed

2005-07-22 - Assigned To LIE

2005-07-20 - Approved for Pub - Principal Register (Initial exam)

2005-07-19 - Amendment From Applicant Entered

2005-07-08 - Communication received from applicant

2005-07-08 - PAPER RECEIVED

2005-04-14 - Refusal Processed By IB

2005-02-23 - Non-final action mailed

2005-02-16 - Non-Final Action Written

2005-02-11 - Assigned To Examiner

2004-11-22 - New Application Entered In Tram

2004-11-18 - Sn Assigned For Sect 66a Appl From IB

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lawrence E. Abelman

Correspondent

LAWRENCE E. ABELMAN

ABELMAN FRAYNE & SCHWAB

150 EAST 42ND STREET

NEW YORK NEW YORK 10017-5612

Domestic Representative

Abelman, Frayne & Schwab

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 996

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:25:53 ET

Serial Number: 79001823 Assignment Information

Registration Number: 2985594

Mark

DIGI-OPTIC

(words only): DIGI-OPTIC

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2005-08-16

Filing Date: 2003-11-28

Transformed into a National Application: No

Registration Date: 2005-08-16

Register: Principal

Law Office Assigned: LAW OFFICE 116

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-08-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SIM2 MULTIMEDIA SPA

Address:

SIM2 MULTIMEDIA SPA
Viale Lino Zanussi, 11 I-33170 PORDENONE
Italy

Legal Entity Type: Corporation

State or Country of Incorporation: Italy

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Cash registers, radios and televisions, video tape recorders and digital video tape recorders, television sets, movie projectors, projection televisions, video monitors, encoders and decoders of video signals, audio and video receivers for terrestrial and satellite transmissions; high-fidelity stereo systems comprising amplifiers, loudspeakers, receivers and tuners, video phones and video conference phones, video-telephones, mobile and home telephones, television cameras incorporating video tape recorders, apparatuses for signal distribution, namely cables for electrical or optical signal transmission, amplifiers, modems, routers, and apparatuses for closed circuit television systems, namely television transmitters and television receivers, compact disc audio and digital video players and recorders

Basis: 66(a)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

International Registration Number: 0822068**International Registration Date:** 2003-11-28**Priority Claimed:** No**Date of Section 67 Priority Claim:** (DATE NOT AVAILABLE)**International Registration Status:** Request For Extension Of Protection Processed**Date of International Registration Status:** 2004-04-29**International Registration Renewal Date:** 2013-11-28**Notification of Designation Date:** 2004-04-29**Date of Automatic Protection:** 2005-10-29**Date International Registration Cancelled:** (DATE NOT AVAILABLE)**First Refusal:** Yes

PROSECUTION HISTORY

2006-05-16 - Final Disposition Notice Sent To IB

2006-05-15 - Final Disposition Processed

2006-04-26 - Final Disposition Notice Created, To Be Sent To IB

2005-08-16 - Registered - Principal Register

2005-05-24 - Published for opposition

2005-05-04 - Notice of publication

2005-02-02 - Law Office Publication Review Completed

2005-01-28 - Assigned To LIE

2005-01-22 - Approved for Pub - Principal Register (Initial exam)

2005-01-19 - Examiner's amendment mailed

2005-01-19 - Examiners Amendment - Written

2005-01-06 - Amendment From Applicant Entered

2004-12-20 - Communication received from applicant

2004-12-20 - PAPER RECEIVED

2004-12-21 - Amendment From Applicant Entered

2004-12-14 - Communication received from applicant

2004-12-14 - FAX RECEIVED

2004-08-13 - Refusal Processed By IB

2004-06-14 - Non-final action mailed

2004-06-13 - Assigned To Examiner

2004-05-03 - New Application Entered In Tram

2004-04-29 - Sn Assigned For Sect 66a Appl From IB

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Adriano Albera
c/o METROCONSULT S.r.l.
Piazza Cavour 3
I-10060 None (TO) ITALY

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 997

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:26:06 ET

Serial Number: 79000071 Assignment Information

Registration Number: 3004526

Mark

DIGIGOBOS

(words only): DIGIGOBOS

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2005-10-04

Filing Date: 2003-11-10

Transformed into a National Application: No

Registration Date: 2005-10-04

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-10-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Beacon AB

Address:

Beacon AB
Förrådsvägen 10 SE-901 32 Umeå
Sweden

Legal Entity Type: Joint Stock Company

State or Country Where Organized: Sweden

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Photographic, cinematographic, optical apparatus and instruments, namely, cameras, projectors, monitors; apparatus for transmission or reproduction of images, namely, video monitors, video projectors, DVD players; blank compact recording discs; data processing equipment, namely, computers and software for editing and managing text and image data

Basis: 66(a)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 041**Class Status:** Active

Entertainment, namely, organizing community sporting and cultural events

Basis: 66(a)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 042**Class Status:** Active

Scientific research, technology services, namely, development of new technology for others in the field of producing fire resistant slides and reproducing images on fire resistant slides and design of new products relating thereto; design and development of computer hardware and software for others

Basis: 66(a)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

International Registration Number: 0814589**International Registration Date:** 2003-11-10**Priority Claimed:** Yes**Date of Section 67 Priority Claim:** 2003-10-28**International Registration Status:** Request For Extension Of Protection Processed**Date of International Registration Status:** 2004-01-07**International Registration Renewal Date:** 2013-11-10**Notification of Designation Date:** 2003-12-25**Date of Automatic Protection:** 2005-06-25**Date International Registration Cancelled:** (DATE NOT AVAILABLE)**First Refusal:** Yes

PROSECUTION HISTORY

2006-06-27 - Final Disposition Notice Sent To IB

2006-06-27 - Final Disposition Processed

2006-06-09 - Final Disposition Notice Created, To Be Sent To IB

2005-10-04 - Registered - Principal Register
2005-07-12 - Published for opposition
2005-06-22 - Notice of publication
2005-03-31 - Law Office Publication Review Completed
2005-03-25 - Assigned To LIE
2005-02-25 - Assigned To LIE
2005-02-18 - Approved for Pub - Principal Register (Initial exam)
2005-02-14 - Amendment From Applicant Entered
2005-01-05 - Communication received from applicant
2005-01-05 - PAPER RECEIVED
2004-12-30 - Attorney Revoked And/Or Appointed
2004-12-30 - TEAS Revoke/Appoint Attorney Received
2004-09-09 - Refusal Processed By IB
2004-07-06 - Non-final action mailed
2004-06-23 - Assigned To Examiner
2004-01-08 - New Application Entered In Tram
2004-01-07 - Sn Assigned For Sect 66a Appl From IB

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Laurel V. Dineff, Linda J. Nowlin, R. Peter Spies, Jenny M. Cruz, Justin R. Young

Correspondent

R PETER SPIES
DINEFF TRADEMARK LAW LIMITED
160 N. WACKER DRIVE
CHICAGO IL 60606
Phone Number: 312 338 1000
Fax Number: 312 338 1500

Domestic Representative

Laurel V. Dineff, Linda J. Nowlin, R. Peter Spies, Jenny M. Cruz, Justin R. Young
g
Phone Number: 312 338 1000
Fax Number: 312 338 1500

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 998

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:26:32 ET

Serial Number: 78537015 Assignment Information

Registration Number: 3166307

Mark



(words only): AMTROL R DIGITAL CONTROL BY AMTROL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-10-31

Filing Date: 2004-12-22

Transformed into a National Application: No

Registration Date: 2006-10-31

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-09-25

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. AMTROL, INC.

Address:

AMTROL, INC.
1400 Division Road
West Warwick, RI 02893
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Rhode Island

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

measuring instrument, namely a device using digital and mechanical means for sensing, monitoring and providing warnings for water, water treatment and hydronic heating system variables, including pressure and temperature

Basis: 1(a)

First Use Date: 2005-07-00

First Use in Commerce Date: 2005-07-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL CONTROL"

Design Search Code(s):

01.15.02 - Electricity; Lightning; Sparks (jagged lines)

26.11.26 - Oblongs as carriers for words, letters or designs

26.11.27 - Oblongs not used as carriers for words, letters or designs

Prior Registration Number(s):

1326576

2604069

2738419

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-27 - Assignment Of Ownership Not Updated Automatically

2006-10-31 - Registered - Principal Register

2006-09-22 - Law Office Registration Review Completed

2006-09-15 - Assigned To LIE

2006-09-14 - Allowed for Registration - Principal Register (SOU accepted)

2006-09-11 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-09-01 - FAX RECEIVED

2006-08-20 - Statement of use processing complete

2006-07-19 - Amendment to Use filed

2006-07-19 - TEAS Statement of Use Received

2006-06-13 - Notice of allowance - mailed
2006-03-21 - Published for opposition
2006-03-01 - Notice of publication
2006-02-04 - Law Office Publication Review Completed
2006-02-03 - Assigned To LIE
2006-01-30 - Approved for Pub - Principal Register (Initial exam)
2006-01-30 - Examiner's Amendment Entered
2006-01-30 - EXAMINERS AMENDMENT E-MAILED
2006-01-30 - Examiners Amendment -Written
2006-01-26 - Teas/Email Correspondence Entered
2006-01-13 - Communication received from applicant
2006-01-13 - TEAS Response to Office Action Received
2005-11-10 - TEAS Change Of Correspondence Received
2005-08-03 - Priority Action E-Mailed
2005-08-03 - Priority Action Written
2005-07-27 - Assigned To Examiner
2005-01-05 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

DOUGLAS G. GRAY, ESQ.

Correspondent

Douglas G. Gray, Esq.
Edwards Angell Palmer & Dodge LLP
PO Box 55874
Boston MA 02205
Phone Number: 401-274-9200
Fax Number: 401-276-6611

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
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Opposer)	
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v.)	
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DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 999

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:26:50 ET

Serial Number: 78773685 Assignment Information

Registration Number: 3192620

Mark

Digitarium

(words only): DIGITARIUM

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2007-01-02

Filing Date: 2005-12-14

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2007-01-02

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-01-02

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Digitalis Education Solutions, Inc.

Address:
Digitalis Education Solutions, Inc.

3021 E 30th St
Bremerton, WA 98310
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Washington

Phone Number: 360-616-8915

Fax Number: 360-616-8917

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Planetarium projectors; Video projectors

Basis: 1(a)

First Use Date: 2003-10-15

First Use in Commerce Date: 2004-04-26

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-01-02 - Registered - Principal Register

2006-10-17 - Published for opposition

2006-09-27 - Notice of publication

2006-08-28 - Law Office Publication Review Completed

2006-08-25 - Assigned To LIE

2006-08-21 - Approved for Pub - Principal Register (Initial exam)

2006-08-01 - Teas/Email Correspondence Entered

2006-07-25 - Communication received from applicant

2006-07-25 - TEAS Response to Office Action Received

2006-07-19 - NON-FINAL ACTION E-MAILED

2006-07-19 - Non-Final Action Written

2006-06-28 - Teas/Email Correspondence Entered

2006-06-23 - Communication received from applicant

2006-06-23 - TEAS Response to Office Action Received

2006-06-14 - Non-final action e-mailed

2006-06-14 - Non-Final Action Written

2006-06-13 - Assigned To Examiner

2005-12-20 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

DIGITALIS EDUCATION SOLUTIONS, INC.

DIGITALIS EDUCATION SOLUTIONS, INC.

3021 E 30TH ST

BREMERTON, WA 98310

Phone Number: 360-616-8915

Fax Number: 360-616-8917

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 1000

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:27:02 ET

Serial Number: 78697139 Assignment Information

Registration Number: 3192068

Mark

DIGITAC

(words only): DIGITAC

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2007-01-02

Filing Date: 2005-08-22

Transformed into a National Application: No

Registration Date: 2007-01-02

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-01-02

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Innovative Concepts, Inc.

Address:

Innovative Concepts, Inc.
8200 Greensboro Drive
McClean, VA 22102
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Virginia

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Communications and data networking hardware and software for transporting and aggregating voice, data, and/or video communications across multiple infrastructures and communication protocols

Basis: 1(a)

First Use Date: 2005-05-11

First Use in Commerce Date: 2005-05-11

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-01-02 - Registered - Principal Register

2006-10-17 - Published for opposition

2006-09-27 - Notice of publication

2006-09-05 - Law Office Publication Review Completed

2006-09-01 - Assigned To LIE

2006-08-30 - Approved for Pub - Principal Register (Initial exam)

2006-08-30 - Teas/Email Correspondence Entered

2006-08-28 - Communication received from applicant

2006-08-28 - TEAS Response to Office Action Received

2006-03-10 - Non-final action mailed

2006-03-09 - Non-Final Action Written

2006-03-09 - Assigned To Examiner

2005-08-30 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

David L. May, Esq.

Correspondent

DAVID L. MAY, ESQ.

NIXONPEABODY LLP

SUITE 900

401 9TH STREET N.W.

WASHINGTON, DC 20004-2128

Phone Number: (202) 585-8000

Fax Number: (202) 585-8080

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 1001

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:27:18 ET

Serial Number: 78729044 Assignment Information

Registration Number: 3189108

Mark

DIGITHERM

(words only): DIGITHERM

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-12-26

Filing Date: 2005-10-07

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2006-12-26

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-12-26

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Papp, Andrew, A

Address:
Papp, Andrew, A

2961 Veteran Avenue
Los Angeles, CA 90064
United States

Legal Entity Type: Individual

Country of Citizenship: United States

Phone Number: (310) 446-4460

Fax Number: (310) 475-1533

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Laboratory equipment and supplies, namely, incubators

Basis: 1(a)

First Use Date: 1991-07-01

First Use in Commerce Date: 1992-09-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-26 - Registered - Principal Register

2006-10-10 - Published for opposition

2006-09-20 - Notice of publication

2006-08-22 - Law Office Publication Review Completed

2006-08-18 - Assigned To LIE

2006-08-07 - Approved for Pub - Principal Register (Initial exam)

2006-08-03 - Teas/Email Correspondence Entered

2006-07-13 - Communication received from applicant

2006-07-13 - TEAS Response to Office Action Received

2006-04-12 - Non-final action e-mailed

2006-04-12 - Non-Final Action Written

2006-04-12 - Assigned To Examiner

2005-10-12 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

PAPP, ANDREW, A
2961 VETERAN AVE
LOS ANGELES, CA 90064-4122
Phone Number: (310) 446-4460
Fax Number: (310) 475-1533

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 1002

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:27:34 ET

Serial Number: 78817043 Assignment Information

Registration Number: 3187239

Mark

DigiBobbE

(words only): DIGIBOBBE

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-12-19

Filing Date: 2006-02-16

Transformed into a National Application: No

Registration Date: 2006-12-19

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-12-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. McCaffery, Bonnie Lyn

Address:

McCaffery, Bonnie Lyn
HC-8 Box 8526
Hawley, PA 18428
United States

Legal Entity Type: Individual

Country of Citizenship: United States**Phone Number:** 570-775-7118

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Kits for creating embroidery design patterns comprised of CD-ROMS with digital patterns on them and embroidery floss

Basis: 1(a)**First Use Date:** 2005-02-15**First Use in Commerce Date:** 2005-02-15

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-19 - Registered - Principal Register

2006-10-03 - Published for opposition

2006-09-13 - Notice of publication

2006-08-16 - Law Office Publication Review Completed

2006-08-11 - Assigned To LIE

2006-08-09 - Approved for Pub - Principal Register (Initial exam)

2006-08-09 - Examiner's Amendment Entered

2006-08-09 - EXAMINERS AMENDMENT E-MAILED

2006-08-09 - Examiners Amendment -Written

2006-08-07 - Examiner's Amendment Entered

2006-08-07 - EXAMINERS AMENDMENT E-MAILED

2006-08-07 - Examiners Amendment -Written

2006-08-05 - Non-final action e-mailed

2006-08-05 - Non-Final Action Written

2006-08-04 - Assigned To Examiner

2006-02-23 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Joseph D. Buckley, Esquire

Correspondent

JOSEPH D. BUCKLEY, ESQUIRE

LAW OFFICES OF JOSEPH D. BUCKLEY

1237 HOLLY PIKE

CARLISLE, PA 17013-4435

Phone Number: 717-249-2448

Fax Number: 717-249-4103

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 1003

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:27:48 ET

Serial Number: 78720828 Assignment Information

Registration Number: 3188366

Mark

Digital Phasor

(words only): DIGITAL PHASOR

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-12-19

Filing Date: 2005-09-26

Transformed into a National Application: No

Registration Date: 2006-12-19

Register: Supplemental

Law Office Assigned: LAW OFFICE 109

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-12-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Hieb, Mario K.

Address:

Hieb, Mario K.

36 H. STREET, #2

Salt Lake City, UT 84103

United States

Legal Entity Type: Individual

Country of Citizenship: United States**Phone Number:** (801) 575-5148

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Transmitters for wireless, high-power radio broadcasting

Basis: 1(a)**First Use Date:** 2006-03-00**First Use in Commerce Date:** 2006-03-00

ADDITIONAL INFORMATION

Disclaimer: "PHASOR"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-19 - Registered - Supplemental Register

2006-11-13 - Law Office Publication Review Completed

2006-10-27 - Assigned To LIE

2006-10-23 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2006-10-23 - Amendment to Use approved

2006-10-19 - Amendment From Applicant Entered

2006-10-10 - Communication received from applicant

2006-10-19 - Amendment to use processing complete

2006-10-10 - Amendment to Use filed

2006-10-10 - PAPER RECEIVED

2006-04-06 - Non-final action e-mailed

2006-04-06 - Non-Final Action Written

2006-03-30 - Assigned To Examiner

2005-09-30 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John R. Thompson

Correspondent

JOHN R. THOMPSON

STOEL RIVES LLP

JRTHOMPSON@STOEL.COM

201 S. MAIN STREET SUITE 1100

SALT LAKE CITY, UT 84111

Phone Number: 801 578 6994

Fax Number: 801 578 6999

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
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Opposer)	
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DIGIPOS SYSTEMS INC.)	
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Applicant)	

EXHIBIT 1004

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:28:03 ET

Serial Number: 78546423 Assignment Information

Registration Number: 3179327

Mark

AA GRAPEVINE DIGITAL ARCHIVE

(words only): AA GRAPEVINE DIGITAL ARCHIVE

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-12-05

Filing Date: 2005-01-12

Transformed into a National Application: No

Registration Date: 2006-12-05

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-12-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. A.A. Grapevine, Inc.

Address:

A.A. Grapevine, Inc.
475 Riverside Drive
New York, NY 10115
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New York

Phone Number: 212-870-3390

Fax Number: 212-870-3301

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Electronic magazines and downloadable electronic magazines featuring information about alcoholism, cures for alcoholism, new developments and research in the field of alcoholism, care for alcoholism and support groups for alcoholics and their families and friends

Basis: 1(a)**First Use Date:** 2003-03-01**First Use in Commerce Date:** 2004-03-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL ARCHIVE"**Prior Registration Number(s):**

1447402

1448418

1552542

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-05 - Registered - Principal Register

2006-09-19 - Published for opposition

2006-08-30 - Notice of publication

2006-07-25 - Law Office Publication Review Completed

2006-07-25 - Assigned To LIE

2006-06-30 - Approved for Pub - Principal Register (Initial exam)

2006-06-19 - Amendment From Applicant Entered

2006-05-16 - Communication received from applicant

2006-05-16 - FAX RECEIVED

2006-05-09 - Combined Examiner's Amendment/Priority Action Entered

2006-05-08 - Assigned To LIE

2006-05-08 - Examiner's Amendment/Priority Action E-Mailed

2006-05-08 - Examiners Amendment And/Or Priority Action - Completed

2006-03-01 - Amendment From Applicant Entered
2006-02-17 - Communication received from applicant
2006-02-17 - PAPER RECEIVED
2005-08-13 - Non-final action e-mailed
2005-08-13 - Non-Final Action Written
2005-08-12 - Assigned To Examiner
2005-01-26 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

A.A. GRAPEVINE, INC.
475 RIVERSIDE DR STE 1040
NEW YORK, NY 10115-1098
Phone Number: 212-870-3390
Fax Number: 212-870-3301

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS
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EXHIBIT 1005

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:28:18 ET

Serial Number: 78668295 Assignment Information

Registration Number: 3173514

Mark



(words only): EYESON DIGITAL SURVEILLANCE & MANAGEMENT SYSTEMS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-11-21

Filing Date: 2005-07-12

Transformed into a National Application: No

Registration Date: 2006-11-21

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-11-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Eyeson Digital Surveillance and Management Systems, L.L.C.

Address:

Eyeson Digital Surveillance and Management Systems, L.L.C.
55 N.E. 25th Street
Miami, FL 33137
United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software and hardware all for use in the operation and management of digital surveillance systems

Basis: 1(a)

First Use Date: 2004-01-01

First Use in Commerce Date: 2004-01-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL SURVEILLANCE & MANAGEMENT SYSTEMS"

Design Search Code(s):

26.01.02 - Circles, plain single line; Plain single line circles

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.

26.17.25 - Other lines, bands or bars

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-21 - Registered - Principal Register

2006-09-05 - Published for opposition

2006-08-16 - Notice of publication

2006-07-17 - Law Office Publication Review Completed

2006-07-14 - Assigned To LIE

2006-07-10 - Approved for Pub - Principal Register (Initial exam)

2006-06-19 - Amendment From Applicant Entered

2006-05-18 - Communication received from applicant

2006-05-18 - PAPER RECEIVED

2006-04-11 - Non-final action mailed

2006-04-10 - Non-Final Action Written

2006-03-22 - Amendment From Applicant Entered

Latest Status Info

2006-03-16 - Communication received from applicant
2006-03-16 - PAPER RECEIVED
2006-02-02 - Non-final action mailed
2006-02-02 - Non-Final Action Written
2006-02-01 - Assigned To Examiner
2005-07-18 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Manuel Valcarcel, Esq.

Correspondent

MANUEL VALCARCEL, ESQ.
GREENBERG TRAURIG, P.A.
GREENBERG TRAURIG, P.A. 1221 BRICKELL AV
MIAMI, FL 33131
Phone Number: 305-579-0812
Fax Number: 305-961-5812

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 100C

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:28:34 ET

Serial Number: 78785867 Assignment Information

Registration Number: 3171474

Mark

DIGISENSORS

(words only): DIGISENSORS

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-11-14

Filing Date: 2006-01-05

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2006-11-14

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-11-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Taylor, Gordon Brandt

Address:

Taylor, Gordon Brandt

36 Barnes Road
Berlin, MA 01503
United States
Legal Entity Type: Individual
Country of Citizenship: United States
Phone Number: 978 838 0205
Fax Number: 978 838 2275

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Electric or electronic sensors for angular and linear position and speed; Electronic controls for motors; Pressure sensors; Proximity sensors; Temperature sensors; Timing sensors
Basis: 1(a)
First Use Date: 2005-12-16
First Use in Commerce Date: 2005-12-21

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-14 - Registered - Principal Register
2006-08-29 - Published for opposition
2006-08-09 - Notice of publication
2006-07-05 - Law Office Publication Review Completed
2006-06-30 - Assigned To LIE
2006-06-26 - Approved for Pub - Principal Register (Initial exam)
2006-06-26 - Assigned To Examiner
2006-01-10 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
TAYLOR, GORDON BRANDT
36 BARNES RD
BERLIN, MA 01503-1407

Phone Number: 978 838 0205

Fax Number: 978 838 2275

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 1007

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:28:45 ET

Serial Number: 78568723 Assignment Information

Registration Number: 3170658

Mark

DIGITAL MEMBRANE

(words only): DIGITAL MEMBRANE

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-11-14

Filing Date: 2005-02-16

Transformed into a National Application: No

Registration Date: 2006-11-14

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-11-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Safend Ltd.

Address:
Safend Ltd.
6 Hanechoshet St.
Tel Aviv 69710
Israel

Legal Entity Type: Corporation

State or Country of Incorporation: Israel

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

software, namely, security software for protecting computer hardware, electronic data, communication ports and connections to external devices and networks

Basis: 1(a)

First Use Date: 2004-07-20

First Use in Commerce Date: 2004-07-20

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-14 - Registered - Principal Register

2006-08-29 - Published for opposition

2006-08-09 - Notice of publication

2006-07-06 - Law Office Publication Review Completed

2006-06-23 - Assigned To LIE

2006-06-21 - Approved for Pub - Principal Register (Initial exam)

2005-12-15 - Letter of suspension mailed

2005-12-15 - Suspension Letter Written

2005-12-12 - Teas/Email Correspondence Entered

2005-11-28 - Communication received from applicant

2005-11-28 - TEAS Response to Office Action Received

2005-09-19 - Non-final action mailed

2005-09-19 - Non-Final Action Written

2005-09-13 - Assigned To Examiner

2005-02-28 - New Application Entered

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert F. Zielinski, Esquire

Correspondent

ROBERT F. ZIELINSKI
WOLF, BLOCK, SCHORR AND SOLIS-COHEN LLP
1650 ARCH ST FL 22
PHILADELPHIA, PA 19103-2003
Phone Number: 215-977-2544
Fax Number: 215-405-2544

Domestic Representative

Robert F. Zielinski
Phone Number: 215-977-2544
Fax Number: 215-405-2544

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

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Opposer

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DIGIPOS SYSTEMS INC.

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Applicant

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EXHIBIT 1008

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:28:57 ET

Serial Number: 78773328 Assignment Information

Registration Number: 3168399

Mark

DIGITOPE

(words only): DIGITOPE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-11-07

Filing Date: 2005-12-14

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2006-11-07

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-11-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

I. LeVin, Eric II

Address:

LeVin, Eric II

Pratts Road
Providenciales
Turks / Caicos Is.

Legal Entity Type: Individual

Country of Citizenship: ST. Christ-Nevis

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer graphics software; Computer software for processing digital music files; Desktop publishing software

Basis: 1(a)

First Use Date: 2001-08-03

First Use in Commerce Date: 2001-08-03

ADDITIONAL INFORMATION

Description of Mark: The mark consists of The word "DIGITOPÉ" in block letters.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-07 - Registered - Principal Register

2006-08-22 - Published for opposition

2006-08-02 - Notice of publication

2006-06-28 - Law Office Publication Review Completed

2006-06-23 - Assigned To LIE

2006-06-18 - Approved for Pub - Principal Register (Initial exam)

2006-06-13 - Assigned To Examiner

2005-12-20 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

LEVIN, ERIC II

PRATTS ROAD

PROVIDENCIALES

TCX - TURKS/CAICOS IS.

Serial No. 76/561,585

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

EXHIBIT 1009

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:29:08 ET

Serial Number: 78739108 Assignment Information

Registration Number: 3168053

Mark

mdCalendar

(words only): MDCALENDAR

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-11-07

Filing Date: 2005-10-24

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2006-11-07

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-11-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Morris Digital Works, LLC

Address:
Morris Digital Works, LLC

725 Broad Street
Augusta, GA 30901
United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Georgia

Phone Number: 706.724.0851

Fax Number: 706.849.5111

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for the creation and display of online advertising that may be downloaded from a global computer network

Basis: 1(a)

First Use Date: 2001-10-00

First Use in Commerce Date: 2001-10-00

International Class: 035

Class Status: Active

Dissemination of advertising for others via an online communications network on the internet; On-line advertising on computer communication networks

Basis: 1(a)

First Use Date: 2001-10-00

First Use in Commerce Date: 2001-10-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-07 - Registered - Principal Register

2006-08-22 - Published for opposition

2006-08-02 - Notice of publication

2006-06-28 - Law Office Publication Review Completed

2006-06-23 - Assigned To LIE

2006-06-21 - Approved for Pub - Principal Register (Initial exam)

2006-06-21 - Examiner's Amendment Entered

2006-06-21 - EXAMINERS AMENDMENT E-MAILED

2006-06-21 - Examiners Amendment -Written
2006-06-21 - Previous allowance count withdrawn
2006-06-02 - Withdrawn From Pub - Og Review Query
2006-05-04 - Law Office Publication Review Completed
2006-04-28 - Assigned To LIE
2006-04-27 - Approved for Pub - Principal Register (Initial exam)
2006-04-25 - Examiner's Amendment Entered
2006-04-25 - Examiners amendment e-mailed
2006-04-25 - Examiners Amendment -Written
2006-04-14 - Assigned To Examiner
2005-10-31 - Applicant amendment prior to exam entered
2005-10-31 - TEAS Preliminary Amendment Received
2005-10-27 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Timothy E. Moses, Esq.

Correspondent

TIMOTHY E. MOSES, ESQ.
HULL, TOWILL, NORMAN, BARRETT & SALLEY
801 BROAD ST STE 700
AUGUSTA, GA 30901-1251
Phone Number: 706.722.4481
Fax Number: 706.849.5111

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

)

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EXHIBIT 1010

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:29:24 ET

Serial Number: 78730477 Assignment Information

Registration Number: 3168015

Mark

mdTransit

(words only): MDTRANSIT

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-11-07

Filing Date: 2005-10-11

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2006-11-07

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-11-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Morris Digital Works, LLC

Address:

Morris Digital Works, LLC

725 Broad Street
Augusta, GA 30901
United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Georgia

Phone Number: 706.724.0851

Fax Number: 706.849.5111

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for the creation and display of online advertising that may be downloaded from a global computer network

Basis: 1(a)

First Use Date: 2004-08-00

First Use in Commerce Date: 2004-08-00

International Class: 035

Class Status: Active

Dissemination of advertising for others via an online communications network on the internet; On-line advertising on computer communication networks

Basis: 1(a)

First Use Date: 2004-08-00

First Use in Commerce Date: 2004-08-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

USPTO Reference Number: A0006894

International Registration Number: (NOT AVAILABLE)

International Registration Date: (DATE NOT AVAILABLE)

Original Filing Date with USPTO: 2007-01-09

International Registration Status: Application For International Registration Manually Certified

Date of International Registration Status: 2007-01-10

International Registration Renewal Date: (DATE NOT AVAILABLE)

Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

01-10-2007 - 21:00:35 - IR Certified And Sent To IB

01-10-2007 - 16:52:58 - Manually Certified

01-09-2007 - 14:50:57 - New Application For IR Received

PROSECUTION HISTORY

2006-11-07 - Registered - Principal Register

2006-08-22 - Published for opposition

2006-08-02 - Notice of publication
2006-06-28 - Law Office Publication Review Completed
2006-06-23 - Assigned To LIE
2006-06-21 - Approved for Pub - Principal Register (Initial exam)
2006-06-21 - Examiner's Amendment Entered
2006-06-21 - EXAMINERS AMENDMENT E-MAILED
2006-06-21 - Examiners Amendment -Written
2006-06-21 - Previous allowance count withdrawn
2006-06-02 - Withdrawn From Pub - Og Review Query
2006-05-04 - Law Office Publication Review Completed
2006-04-28 - Assigned To LIE
2006-04-27 - Approved for Pub - Principal Register (Initial exam)
2006-04-25 - Examiner's Amendment Entered
2006-04-25 - Examiners amendment e-mailed
2006-04-25 - Examiners Amendment -Written
2006-04-14 - Assigned To Examiner
2005-10-24 - Applicant amendment prior to exam entered
2005-10-24 - TEAS Preliminary Amendment Received
2005-10-14 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Timothy E. Moses, Esq.

Correspondent

TIMOTHY E. MOSES, ESQ.
HULL, TOWILL, NORMAN, BARRETT & SALLEY
801 BROAD ST STE 700
AUGUSTA, GA 30901-1251
Phone Number: 706.722.4481
Fax Number: 706.849.5111

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

1011

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:29:36 ET

Serial Number: 78716157 Assignment Information

Registration Number: 3167970

Mark

DIGITAL ONRAMP

(words only): DIGITAL ONRAMP

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-11-07

Filing Date: 2005-09-19

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2006-11-07

Register: Principal

Law Office Assigned: LAW OFFICE 117

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-11-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Digital Music Group, Inc.

Address:
Digital Music Group, Inc.

2151 River Plaza Drive, Suite 200

Sacramento, CA 95833

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Downloadable musical sound recordings; Downloadable ring tones, graphics and music via a global computer network and wireless devices; Musical sound recordings

Basis: 1(a)

First Use Date: 2006-02-07

First Use in Commerce Date: 2006-02-07

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-07 - Registered - Principal Register

2006-08-22 - Published for opposition

2006-08-02 - Notice of publication

2006-06-29 - Law Office Publication Review Completed

2006-06-23 - Assigned To LIE

2006-06-06 - Approved for Pub - Principal Register (Initial exam)

2006-06-06 - Amendment to Use approved

2006-05-09 - Teas/Email Correspondence Entered

2006-05-02 - Communication received from applicant

2006-05-09 - Amendment to use processing complete

2006-05-02 - Amendment to Use filed

2006-05-02 - TEAS Amendment of Use Received

2006-05-02 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-05-02 - TEAS Change Of Owner Address Received

2006-05-02 - TEAS Response to Office Action Received

2006-03-28 - Non-final action e-mailed

2006-03-28 - Non-Final Action Written

2006-03-26 - Assigned To Examiner

2005-09-26 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Peter Bergman

Correspondent

PETER BERGMAN

HAYDEN BERGMAN PROFESSIONAL CORPORATION

150 POST ST STE 650

SAN FRANCISCO CA 94108-4719

Phone Number: 415-692-3312

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 1012

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:29:50 ET

Serial Number: 78716151 Assignment Information

Registration Number: 3167969

Mark

DIGITAL MUSIC GROUP

(words only): DIGITAL MUSIC GROUP

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-11-07

Filing Date: 2005-09-19

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2006-11-07

Register: Principal

Law Office Assigned: LAW OFFICE 117

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-11-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Digital Music Group, Inc.

Address:
Digital Music Group, Inc.

2151 River Plaza Drive, Suite 200

Sacramento, CA 95833

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Downloadable musical sound recordings; Downloadable ring tones, graphics and music via a global computer network and wireless devices; Musical sound recordings

Basis: 1(a)

First Use Date: 2006-02-07

First Use in Commerce Date: 2006-02-07

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL MUSIC"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-07 - Registered - Principal Register

2006-08-22 - Published for opposition

2006-08-02 - Notice of publication

2006-07-01 - Law Office Publication Review Completed

2006-07-01 - Assigned To LIE

2006-06-17 - Approved for Pub - Principal Register (Initial exam)

2006-06-17 - Amendment to Use approved

2006-06-17 - Examiner's Amendment Entered

2006-06-17 - EXAMINERS AMENDMENT E-MAILED

2006-06-17 - Examiners Amendment -Written

2006-05-02 - Amendment to use processing complete

2006-05-02 - Amendment to Use filed

2006-05-02 - TEAS Amendment of Use Received

2006-05-02 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-05-02 - TEAS Change Of Owner Address Received

2006-05-02 - TEAS Response to Office Action Received

2006-03-28 - Non-final action e-mailed

2006-03-28 - Non-Final Action Written

2006-03-26 - Assigned To Examiner

2005-09-26 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Peter Bergman

Correspondent

PETER BERGMAN

HAYDEN BERGMAN PROFESSIONAL CORPORATION

150 POST ST STE 650

SAN FRANCISCO CA 94108-4719

Phone Number: 415-692-3312

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 1013

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:30:01 ET

Serial Number: 78637277 Assignment Information

Registration Number: 3167752

Mark

COLE DIGITAL DIRECTORY

(words only): COLE DIGITAL DIRECTORY

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-11-07

Filing Date: 2005-05-25

Transformed into a National Application: No

Registration Date: 2006-11-07

Register: Principal

Law Office Assigned: LAW OFFICE 117

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-11-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MetroGroup Corp.

Address:

MetroGroup Corp.
901 West Bond Street
Lincoln, NE 68521
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Nebraska

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Prerecorded magnetic tapes, floppy discs and CD-ROMs featuring cross-reference directories of residential and business names, phone numbers and addresses, and mail and telephone prospect lists

Basis: 1(a)

First Use Date: 1990-12-01

First Use in Commerce Date: 1990-12-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL DIRECTORY"

Section 2(f)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-07 - Registered - Principal Register

2006-08-22 - Published for opposition

2006-08-02 - Notice of publication

2006-06-29 - Law Office Publication Review Completed

2006-06-27 - Assigned To LIE

2006-06-21 - Approved for Pub - Principal Register (Initial exam)

2006-06-21 - Teas/Email Correspondence Entered

2006-06-16 - Communication received from applicant

2006-06-16 - TEAS Response to Office Action Received

2005-12-19 - Non-final action mailed

2005-12-18 - Non-Final Action Written

2005-12-17 - Assigned To Examiner

2005-06-03 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Becky A. Williams

Correspondent

BECKY A. WILLIAMS

KATTEN MUCHIN ROSENMAN LLP

525 W. MONROE STREET

CHICAGO, IL 60661

Phone Number: 312-902-5665

Serial No. 76/561,585

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

V.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT

EXHIBIT 1014

TO APPLICANT'S NOTICE OF RELIANCE

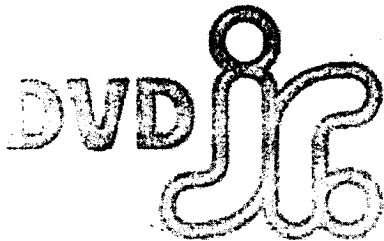
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:30:21 ET

Serial Number: 78532212 Assignment Information

Registration Number: 3164639

Mark



(words only): DVD JR.

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-10-31

Filing Date: 2004-12-14

Transformed into a National Application: No

Registration Date: 2006-10-31

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-10-31

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Samsung Electronics Co., Ltd.

Address:
Samsung Electronics Co., Ltd.
416, Meatan-dong, Yeongtong-gu
Suwon-si, Gyeonggi-do
Republic of Korea
Legal Entity Type: Corporation

State or Country of Incorporation: Republic of Korea
Phone Number: 619 235 8550
Fax Number: 949 760 9502

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
DIGITAL VIDEO DISK PLAYERS
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Color(s) Claimed: The color(s) yellow and orange is/are claimed as a feature of the mark.
Description of Mark and Any Color Part(s): The letters appear in the color orange, against a yellow background.
Disclaimer: "DVD"
Design Search Code(s):
26.11.02 - Plain single line rectangles; Rectangles (single line)
26.11.21 - Rectangles that are completely or partially shaded
Foreign Registration Number: 0642398
Foreign Registration Date: 2005-12-08
Country: Republic of Korea
Foreign Expiration Date: 2015-12-08

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-31 - Registered - Principal Register
2006-08-15 - Published for opposition
2006-07-26 - Notice of publication
2006-07-05 - Amendment/Petition After Approval For Pub Entered
2006-07-05 - 1(B) Basis Deleted; New Basis Requested
2006-07-05 - Notice of Allowance canceled
2006-06-19 - Assigned To Examiner
2006-05-23 - Petition To Director - Change Basis - Granted

2006-04-11 - Petition To Director - Change Basis - Received
2006-04-11 - PAPER RECEIVED
2006-01-17 - Notice of allowance - mailed
2005-10-25 - Published for opposition
2005-10-05 - Notice of publication
2005-08-05 - Law Office Publication Review Completed
2005-07-29 - Assigned To LIE
2005-07-26 - Approved for Pub - Principal Register (Initial exam)
2005-07-26 - Examiners amendment e-mailed
2005-07-26 - Examiners Amendment -Written
2005-07-19 - Assigned To Examiner
2004-12-27 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

AnneMarie Kaiser

Correspondent

ANNEMARIE KAISER
KNOBBE, MARTENS, OLSON & BEAR, LLP
2040 MAIN ST FL 14
IRVINE, CA 92614-7216
Phone Number: 619 235 8550
Fax Number: 949 760 9502

Domestic Representative

AnneMarie Kaiser
Phone Number: 619 235 8550
Fax Number: 949 760 9502

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 1015

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:30:40 ET

Serial Number: 78767234 Assignment Information

Registration Number: 3162564

Mark

DIGI-TOUCH

(words only): DIGI-TOUCH

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-10-24

Filing Date: 2005-12-06

Transformed into a National Application: No

Registration Date: 2006-10-24

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-10-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Automated Logic Corporation

Address:

Automated Logic Corporation
1150 Roberts Boulevard
Kennesaw, GA 30144
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Georgia

GOODS AND/OR SERVICES

International Class: 009
 Class Status: Active
 Electronic lighting controls
 Basis: 1(a)
 First Use Date: 2004-07-01
 First Use in Commerce Date: 2004-07-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-10-24 - Registered - Principal Register
- 2006-08-08 - Published for opposition
- 2006-07-19 - Notice of publication
- 2006-06-20 - Law Office Publication Review Completed
- 2006-06-19 - Assigned To LIE
- 2006-06-09 - Approved for Pub - Principal Register (Initial exam)
- 2006-06-07 - Assigned To Examiner
- 2005-12-09 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
 Dana F. Bigelow

Correspondent
 DANA F. BIGELOW
 WALL MARJAMA & BILINSKI LLP
 101 S SALINA ST FL 4
 SYRACUSE, NY 13202-1368
 Phone Number: 315-425-9000
 Fax Number: 315-425-9114

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS
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EXHIBIT 1016

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:32:39 ET

Serial Number: 78581280 Assignment Information

Registration Number: 3163930

Mark

STAR DDS DESIGNER

(words only): STAR DDS DESIGNER

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-10-24

Filing Date: 2005-03-07

Transformed into a National Application: No

Registration Date: 2006-10-24

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-09-20

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Pentomics, Inc.

Address:
Pentomics, Inc.
422 S. San Marino Ave.
Pasadena, CA 91107
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California**Phone Number:** (626) 584-1594**Fax Number:** (626) 584-1594

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Computer software for use in performing an optimal design of a direct digital frequency synthesizer (DDS)

Basis: 1(a)**First Use Date:** 2005-08-31**First Use in Commerce Date:** 2005-08-31

ADDITIONAL INFORMATION

Disclaimer: "DDS DESIGNER"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-24 - Registered - Principal Register

2006-09-19 - Law Office Registration Review Completed

2006-09-19 - Assigned To LIE

2006-09-14 - Allowed for Registration - Principal Register (SOU accepted)

2006-09-05 - Statement of use processing complete

2006-08-05 - Amendment to Use filed

2006-08-05 - TEAS Statement of Use Received

2006-02-21 - Notice of allowance - mailed

2005-11-29 - Published for opposition

2005-11-09 - Notice of publication

2005-10-12 - Law Office Publication Review Completed

2005-10-07 - Assigned To LIE

2005-10-05 - Approved for Pub - Principal Register (Initial exam)

2005-10-05 - Examiners amendment e-mailed

Latest Status Info

2005-10-05 - Examiners Amendment -Written

2005-09-27 - Assigned To Examiner

2005-03-11 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

PENTOMICS, INC.
422 S SAN MARINO AVE
PASADENA, CA 91107-5052
Phone Number: (626) 584-1594
Fax Number: (626) 584-1594

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 1017

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:37:15 ET

Serial Number: 78565576 Assignment Information

Registration Number: 3163860

Mark

DURACELL ULTRA
DIGITAL

(words only): DURACELL ULTRA DIGITAL

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-10-24

Filing Date: 2005-02-11

Transformed into a National Application: No

Registration Date: 2006-10-24

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-09-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. The Gillette Company

Address:
The Gillette Company
Prudential Tower Building 40th Floor
Boston, MA 02199
United States
Legal Entity Type: Corporation

State or Country of Incorporation: Delaware
Phone Number: 617-421-7855
Fax Number: 617-421-7866

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Batteries
Basis: 1(a)
First Use Date: 2005-04-01
First Use in Commerce Date: 2005-04-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-10-24 - Registered - Principal Register
- 2006-09-20 - Law Office Registration Review Completed
- 2006-09-15 - Assigned To LIE
- 2006-09-06 - Allowed for Registration - Principal Register (SOU accepted)
- 2006-08-31 - Statement of use processing complete
- 2006-07-31 - Amendment to Use filed
- 2006-07-31 - TEAS Statement of Use Received
- 2006-07-11 - Attorney Revoked And/Or Appointed
- 2006-07-11 - TEAS Revoke/Appoint Attorney Received
- 2006-02-07 - Notice of allowance - mailed
- 2005-11-15 - Published for opposition
- 2005-10-26 - Notice of publication
- 2005-09-22 - Law Office Publication Review Completed
- 2005-09-16 - Assigned To LIE

2005-09-09 - Approved for Pub - Principal Register (Initial exam)

2005-09-09 - Assigned To Examiner

2005-02-24 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Cynthia Johnson Walden

Correspondent

CYNTHIA JOHNSON WALDEN

FISH & RICHARDSON P.C.

P.O. BOX 1022

MINNEAPOLIS MN 55440-1022

Phone Number: 617-542-5070

Fax Number: 617-542-8906

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 1018

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:40:25 ET

Serial Number: 78756283 Assignment Information

Registration Number: 3158218

Mark

DIGITOT

(words only): DIGITOT

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-10-17

Filing Date: 2005-11-17

Transformed into a National Application: No

Registration Date: 2006-10-17

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-10-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DIGITOT (PTY) LTD

Address:

DIGITOT (PTY) LTD

25 Marriot Road

Durban, Kwa Zulu, Natal

South Africa

Legal Entity Type: CORPORATION

State or Country Where Organized: South Africa

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Measuring, recording, checking apparatus for dispensing, measuring beverages, recording and checking volumes thereof, automatic vending machines; cash registers; calculating machines; computers

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Registration Number: 1999/07093

Foreign Registration Date: 1999-04-29

Country: South Africa

Foreign Expiration Date: 2009-04-29

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-17 - Registered - Principal Register

2006-07-25 - Published for opposition

2006-07-05 - Notice of publication

2006-06-08 - Law Office Publication Review Completed

2006-06-02 - Assigned To LIE

2006-05-27 - Approved for Pub - Principal Register (Initial exam)

2006-05-23 - Assigned To Examiner

2006-02-22 - Applicant amendment prior to exam entered

2006-02-22 - TEAS Preliminary Amendment Received

2005-11-23 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mark Lebow

Correspondent

MARK LEBOW
YOUNG & THOMPSON
745 23RD ST S STE 200
ARLINGTON, VA 22202-2444
Phone Number: 703-521-2297
Fax Number: 703-685-0573

Domestic Representative

Mark Lebow
Phone Number: 703-521-2297
Fax Number: 703-685-0573

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

) MARK: DIGIPOS

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

EXHIBIT 1019

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:40:38 ET

Serial Number: 78706399 Assignment Information

Registration Number: 3157451

Mark

POLAR FROG DIGITAL

(words only): POLAR FROG DIGITAL

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-10-17

Filing Date: 2005-09-02

Transformed into a National Application: No

Registration Date: 2006-10-17

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-10-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. POLAR FROG DIGITAL, L.L.C.

Address:
POLAR FROG DIGITAL, L.L.C.
16028 N. 78TH STREET
SCOTTSDALE, AZ 85260
United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Arizona

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for recording, compiling and editing digital music, movies, games and other digital entertainment products; prerecorded digital storage media, namely, CD ROMs, DVDs and tapes, featuring music, movies and games

Basis: 1(a)

First Use Date: 2006-03-06

First Use in Commerce Date: 2006-03-06

International Class: 035

Class Status: Active

Retail store services in the form of kiosks featuring digital music, movies, games and other digital entertainment products; franchising, namely, offering technical assistance in the establishment and/or operation of retail stores featuring music, movies, games and other digital entertainment products; business marketing services

Basis: 1(a)

First Use Date: 2006-03-06

First Use in Commerce Date: 2006-03-06

ADDITIONAL INFORMATION

Disclaimer: DIGITAL

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-10-17 - Registered - Principal Register
- 2006-08-01 - Published for opposition
- 2006-07-12 - Notice of publication
- 2006-06-16 - Law Office Publication Review Completed
- 2006-06-16 - Assigned To LIE
- 2006-06-08 - Approved for Pub - Principal Register (Initial exam)
- 2006-06-07 - Examiner's Amendment Entered
- 2006-06-07 - EXAMINERS AMENDMENT E-MAILED
- 2006-06-07 - Examiners Amendment - Written
- 2006-06-07 - Amendment to Use approved

Latest Status Info

2006-06-05 - NON-FINAL ACTION E-MAILED
2006-06-05 - Non-Final Action Written
2006-05-04 - Amendment to use processing complete
2006-04-26 - Amendment to Use filed
2006-05-04 - Amendment From Applicant Entered
2006-04-03 - Communication received from applicant
2006-04-26 - TEAS Amendment of Use Received
2006-04-03 - PAPER RECEIVED
2006-03-17 - Non-final action e-mailed
2006-03-17 - Non-Final Action Written
2006-03-17 - Assigned To Examiner
2005-09-12 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JAMES F. GOSSETT

Correspondent

JAMES F. GOSSETT
ARNSTEIN & LEHR LLP
120 S. RIVERSIDE PLZ., RM 1200
CHICAGO, IL 60606-3910
Phone Number: 312-876-7833
Fax Number: 312-876-0288

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 1020

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:40:50 ET

Serial Number: 78738463 Assignment Information

Registration Number: 3153720

Mark

DIGITIZERPRO

(words only): DIGITIZERPRO

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-10-10

Filing Date: 2005-10-21

Transformed into a National Application: No

Registration Date: 2006-10-10

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-10-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Janome America, Inc.

Address:

Janome America, Inc.
10 Industrial Avenue
Mahwah, NJ 07430
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software program permitting creation of original embroidery designs by modifying existing designs, and allowing stitch by stitch editing of embroidery data scanned into the electronic memory of sewing machines

Basis: 1(a)

First Use Date: 2005-09-13

First Use in Commerce Date: 2005-09-13

ADDITIONAL INFORMATION

Prior Registration Number(s):

2524520

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-10 - Registered - Principal Register

2006-07-18 - Published for opposition

2006-06-28 - Notice of publication

2006-05-24 - Law Office Publication Review Completed

2006-05-24 - Assigned To LIE

2006-04-28 - Assigned To LIE

2006-04-25 - Approved for Pub - Principal Register (Initial exam)

2006-04-25 - Assigned To Examiner

2005-10-25 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Thomas W. Brooke

Correspondent

THOMAS W. BROOKE

HOLLAND & KNIGHT LLP

2099 PENNSYLVANIA AVE NW STE 100

WASHINGTON, DC 20006-6801

Phone Number: 202 663-7271

Fax Number: 202 955-5564

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 1021

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:41:06 ET

Serial Number: 78541030 Assignment Information

Registration Number: 3065529

Mark



(words only): DIGI-CAST

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-03-07

Filing Date: 2005-01-03

Transformed into a National Application: No

Registration Date: 2006-03-07

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-11-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Exxxcel Model & Talent, Inc

Address:

Exxxcel Model & Talent, Inc
Suite 272 1807 Elmwood Avenue
Buffalo, NY 14207
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New York**Phone Number:** 1-716-874-9513

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Compact discs and digital video disks, both featuring personal and professional information in the field of modeling and acting

Basis: 1(a)**First Use Date:** 2003-02-01**First Use in Commerce Date:** 2003-02-01

ADDITIONAL INFORMATION

Design Search Code(s):

16.01.05 - Albums, record; Compact discs (CDs); DVDs; Digital versatile discs or digital video discs (DVDs); Phonograph records; Record albums; Records, phonograph

26.13.21 - Quadrilaterals that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-25 - Section 7 correction issued

2006-08-25 - Assigned To Paralegal

2006-08-24 - Assigned To Paralegal

2006-03-20 - Section 7 amendment filed

2006-03-20 - PAPER RECEIVED

2006-03-07 - Registered - Principal Register

2005-12-13 - Published for opposition

2005-11-23 - Notice of publication

2005-10-21 - Law Office Publication Review Completed

2005-10-21 - Assigned To LIE

2005-10-07 - Assigned To LIE

2005-10-03 - Examiner's amendment mailed

2005-10-03 - Examiner's Amendment Entered

2005-10-03 - Approved for Pub - Principal Register (Initial exam)

2005-10-03 - Examiners Amendment - Written

2005-08-09 - Non-final action mailed

2005-08-08 - Non-Final Action Written

2005-08-03 - Assigned To Examiner

2005-01-13 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Owen D. Marjama

Correspondent

OWEN D. MARJAMA

WALL MARJAMA & BILINSKI LLP

101 S SALINA ST FL 4

SYRACUSE, NY 13202-1368

Phone Number: 315-425-9000

Fax Number: 315-425-9114

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 1022

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:41:23 ET

Serial Number: 78630225 Assignment Information .

Registration Number: 3143582

Mark

Digihear

(words only): DIGIHEAR

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-09-12

Filing Date: 2005-05-16

Transformed into a National Application: No

Registration Date: 2006-09-12

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-08-01

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Zhuhai Zhi Li Battery Co.,Ltd.

Address:

Zhuhai Zhi Li Battery Co.,Ltd.
Building 10 Xiang Zhou North Industry Park
Zhuhai
China

Legal Entity Type: Corporation

State or Country of Incorporation: China**Phone Number:** +86 756 252 6620**Fax Number:** +86 756 252 6630

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Batteries

Basis: 1(a)**First Use Date:** 2004-08-01**First Use in Commerce Date:** 2004-08-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-12 - Registered - Principal Register

2006-07-25 - Law Office Registration Review Completed

2006-07-21 - Assigned To LIE

2006-07-20 - Allowed for Registration - Principal Register (SOU accepted)

2006-07-15 - Statement of use processing complete

2006-06-26 - Amendment to Use filed

2006-06-26 - TEAS Statement of Use Received

2006-04-25 - Notice of allowance - mailed

2006-01-31 - Published for opposition

2006-01-11 - Notice of publication

2005-12-21 - Law Office Publication Review Completed

2005-12-16 - Assigned To LIE

2005-12-13 - Approved for Pub - Principal Register (Initial exam)

2005-12-12 - Assigned To Examiner

2005-05-24 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

ZHUHAI ZHI LI BATTERY CO.,LTD.
BUILDING 10, XIANG ZHOU NORTH INDUSTRY P
ZHUHAI

GDX - GRENADA

CNX - CHINA

Phone Number: +86 756 252 6620

Fax Number: +86 756 252 6630

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 1023

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:41:47 ET

Serial Number: 78637215 Assignment Information

Registration Number: 3137254

Mark



(words only): ILUMINA DIGITAL COLOR PRESS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-08-29

Filing Date: 2005-05-25

Transformed into a National Application: No

Registration Date: 2006-08-29

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-07-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Xante Corporation

Address:

Xante Corporation
2800 Dauphin Street
Mobile, AL 36606
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Laser printers and parts therefor

Basis: 1(a)

First Use Date: 2005-09-13

First Use in Commerce Date: 2005-09-13

ADDITIONAL INFORMATION

Disclaimer: "digital color press"

Design Search Code(s):

26.01.02 - Circles, plain single line; Plain single line circles

26.01.21 - Circles that are totally or partially shaded.

26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-29 - Registered - Principal Register

2006-07-15 - Law Office Registration Review Completed

2006-07-10 - Assigned To LIE

2006-06-28 - Allowed for Registration - Principal Register (SOU accepted)

2006-06-28 - Statement of use processing complete

2006-06-12 - Amendment to Use filed

2006-06-12 - TEAS Statement of Use Received

2006-05-09 - Notice of allowance - mailed

2006-03-23 - Assigned To Examiner

2006-02-14 - Published for opposition

2006-01-25 - Notice of publication

2006-01-05 - Law Office Publication Review Completed

Latest Status Info

2006-01-05 - Assigned To LIE
2005-12-23 - Assigned To LIE
2005-12-19 - Approved for Pub - Principal Register (Initial exam)
2005-12-17 - Assigned To Examiner
2005-06-06 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Joseph D. Lewis

Correspondent

JOSEPH D. LEWIS
BARNES & THORNBURG LLP
750 17TH ST NW STE 900
WASHINGTON, DC 20006-4607
Phone Number: 202 289-1313

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT

1024

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:42:00 ET

Serial Number: 78518308 Assignment Information

Registration Number: 3131966

Mark

DIGITAL ASSOCIATE

(words only): DIGITAL ASSOCIATE

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-08-22

Filing Date: 2004-11-17

Transformed into a National Application: No

Registration Date: 2006-08-22

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-08-22

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Audio/Video Innovations Inc.

Address:

Audio/Video Innovations Inc.
Unit A3 3375 North Service Road
Burlington, Ontario L7N 3G2
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

Phone Number: 905-643-8279

Fax Number: 905-643-9419

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

CUSTOMIZABLE DIGITAL VIDEO AND AUDIO MEDIA PLAYER

Basis: 1(a), 44(e)

First Use Date: 2004-10-19

First Use in Commerce Date: 2004-10-29

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Foreign Application Number: 1218780

Foreign Registration Number: 659522

Foreign Registration Date: 2006-02-21

Country: Canada

Foreign Filing Date: 2004-06-01

Foreign Expiration Date: 2021-02-21

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-22 - Registered - Principal Register

2006-05-30 - Published for opposition

2006-05-10 - Notice of publication

2006-04-09 - Law Office Publication Review Completed

2006-04-07 - Assigned To LIE

2006-04-04 - Approved for Pub - Principal Register (Initial exam)

2006-04-04 - Teas/Email Correspondence Entered

2006-03-16 - Communication received from applicant

2006-03-16 - TEAS Response to Office Action Received

2006-02-06 - INQUIRY TO SUSPENSION E-MAILED

2006-02-06 - Suspension Inquiry - Completed

2005-12-30 - Teas/Email Correspondence Entered
2005-12-23 - Communication received from applicant
2005-12-23 - TEAS Response to Office Action Received
2005-06-23 - Letter of suspension e-mailed
2005-06-23 - Suspension Letter Written
2005-06-22 - Assigned To Examiner
2004-11-22 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Aletta Dekkers

Correspondent

ALETTA DEKKERS
OFFICE OF ALETTA DEKKERS
950 RIDGE ROAD
STONEY CREEK ONC - ONTARIO L8J 2X4
CANADA
Phone Number: 905-643-8279
Fax Number: 905-643-9419

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 1025

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-17 10:17:01 ET

Serial Number: 78518961 Assignment Information

Registration Number: 3077814

Mark

OBOR DIGITAL

(words only): OBOR DIGITAL

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-04-04

Filing Date: 2004-11-17

Transformed into a National Application: No

Registration Date: 2006-04-04

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-02-22

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OBOR DIGITAL II, LLC

Address:

OBOR DIGITAL II, LLC

390 NORTH ORANGE AVE. SUITE 1500

ORLANDO, FL 32801

United States

Legal Entity Type: Ltd Liab Co**State or Country Where Organized:** Florida

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

Computer software for managing information pertaining to a business' equipment, including repair and maintenance thereof, inventory, buildings, past sales, customers, employees, contracts, and profitability, and to provide a means of electronic communication among employees and departments within a business

Basis: 1(a)**First Use Date:** 2005-01-01**First Use in Commerce Date:** 2005-01-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-09 - Automatic Update Of Assignment Of Ownership

2006-04-04 - Registered - Principal Register

2006-02-18 - Law Office Registration Review Completed

2006-02-17 - Assigned To LIE

2006-02-15 - Allowed for Registration - Principal Register (SOU accepted)

2006-02-14 - Statement of use processing complete

2006-01-25 - Amendment to Use filed

2006-01-25 - TEAS Statement of Use Received

2005-12-20 - Notice of allowance - mailed

2005-09-27 - Published for opposition

2005-09-07 - Notice of publication

2005-07-05 - Law Office Publication Review Completed
2005-07-01 - Assigned To LIE
2005-06-24 - Approved for Pub - Principal Register (Initial exam)
2005-06-24 - Examiners amendment e-mailed
2005-06-24 - Examiners Amendment -Written
2005-06-22 - Assigned To Examiner
2004-11-26 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Nancy S. Freeman

Correspondent

NANCY S. FREEMAN
WINDERWEEDLE, HAINES, WARD & WOODMAN, P.
250 PARK AVE S FL 5
WINTER PARK, FL 32789-4348
Phone Number: 407-423-4246
Fax Number: 407-645-3728

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 1026

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:42:24 ET

Serial Number: 78687089 Assignment Information

Registration Number: 3126375

Mark

DD Poker

(words only): DD POKER

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-08-08

Filing Date: 2005-08-05

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2006-08-08

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-08-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Donohoe Digital LLC

Composed Of:

J. Douglas Donohoe, USA

Address:

Donohoe Digital LLC
2109 Meeting Street
Wayzata, MN 55391
United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Colorado

Phone Number: 3036880520

Fax Number: 3032007940

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Downloadable computer game software; Downloadable video game software

Basis: 1(a)

First Use Date: 2004-04-21

First Use in Commerce Date: 2004-06-02

ADDITIONAL INFORMATION

Disclaimer: "POKER"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-08-08 - Registered - Principal Register
- 2006-05-16 - Published for opposition
- 2006-04-26 - Notice of publication
- 2006-04-21 - Changes/Corrections After Pub Approval Entered
- 2006-04-19 - TEAS Change Of Owner Address Received
- 2006-03-29 - Law Office Publication Review Completed
- 2006-03-29 - Assigned To LIE
- 2006-03-07 - Approved for Pub - Principal Register (Initial exam)
- 2006-03-06 - Teas/Email Correspondence Entered
- 2006-02-27 - Communication received from applicant
- 2006-02-27 - TEAS Response to Office Action Received

2006-02-27 - TEAS Change Of Correspondence Received

2006-02-24 - Non-final action e-mailed

2006-02-24 - Non-Final Action Written

2006-02-24 - Assigned To Examiner

2005-08-12 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

J Douglas Donohoe
Donohoe Digital LLC
2109 Meeting Street
Wayzata MN 55391
Phone Number: 3038685471
Fax Number: 3032007940

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 1027

TO APPLICANT'S NOTICE OF RELIANCE

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:42:34 ET

Serial Number: 78687092 Assignment Information

Registration Number: 3120395

Mark

DD Tournament Poker

(words only): DD TOURNAMENT POKER

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-07-25

Filing Date: 2005-08-05

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2006-07-25

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-07-25

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Donohoe Digital LLC

Address:
Donohoe Digital LLC

7273 Lemon Gulch Way

Castle Rock, CO 80108

United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Colorado

Phone Number: 3036880520

Fax Number: 3032007940

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer game software; Video game software

Basis: 1(a)

First Use Date: 2004-04-01

First Use in Commerce Date: 2004-06-02

ADDITIONAL INFORMATION

Disclaimer: "TOURNAMENT POKER"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-07-25 - Registered - Principal Register

2006-05-02 - Published for opposition

2006-04-19 - TEAS Change Of Owner Address Received

2006-04-12 - Notice of publication

2006-03-14 - Law Office Publication Review Completed

2006-03-14 - Assigned To LIE

2006-02-24 - Approved for Pub - Principal Register (Initial exam)

2006-02-24 - Examiner's Amendment Entered

2006-02-24 - EXAMINERS AMENDMENT E-MAILED

2006-02-24 - Examiners Amendment - Written

2006-02-24 - Non-final action e-mailed

2006-02-24 - Non-Final Action Written

2006-02-24 - Assigned To Examiner

2005-08-12 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

DONOHUE DIGITAL LLC
DONOHUE DIGITAL LLC
7273 LEMON GULCH WAY
CASTLE ROCK, CO 80108
Phone Number: 3036880520
Fax Number: 3032007940

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 1028

TO APPLICANT'S NOTICE OF RELIANCE

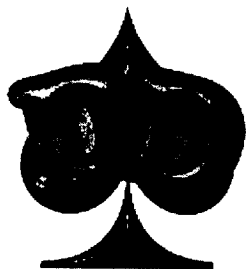
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 16:42:45 ET

Serial Number: 78687086 Assignment Information

Registration Number: 3120394

Mark



(words only): DD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-07-25

Filing Date: 2005-08-05

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2006-07-25

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-07-25

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Donohoe Digital LLC

Composed Of:

J Douglas Donohoe, USA

Address:

Donohoe Digital LLC
7273 Lemon Gulch Way
Castle Rock, CO 80108
United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Colorado

Phone Number: 3036783600

Fax Number: 3032007940

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer game software; Video game software

Basis: 1(a)

First Use Date: 2004-11-27

First Use in Commerce Date: 2004-11-27

ADDITIONAL INFORMATION

Color(s) Claimed: The color(s) red and black is/are claimed as a feature of the mark.

Description of Mark and Any Color Part(s): The mark consists of The letters 'DD', colored red with a black border superimposed over a black playing card spade symbol.

Design Search Code(s):

21.01.02 - Spades, on playing cards

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-07-25 - Registered - Principal Register

2006-05-02 - Published for opposition

2006-04-19 - TEAS Change Of Owner Address Received

2006-04-12 - Notice of publication

2006-03-14 - Law Office Publication Review Completed

2006-03-14 - Assigned To LIE

2006-02-24 - Approved for Pub - Principal Register (Initial exam)

2006-02-24 - Previous allowance count withdrawn

2006-02-24 - Approved for Pub - Principal Register (Initial exam)

2006-02-24 - Assigned To Examiner

2005-08-12 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

DONOHUE DIGITAL LLC
DONOHUE DIGITAL LLC
7273 LEMON GULCH WAY
CASTLE ROCK, CO 80108
Phone Number: 3036783600
Fax Number: 3032007940

OPPOSITION NO. 91163719
Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 1029

TO APPLICANT'S NOTICE OF RELIANCE